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## CONTENTS

Page

The Code of Federal Regulations and the United States Statutes at Large—Speech Delivered by Major Bernard Kennedy .....	1
Legal Research Without Books .....	7
A Bibliography of the Tentative Drafts of the Restatements .....	11
Executive Board Meeting A. A. L. L.—Dec. 29-30, 1950 .....	26
Tentative Program—Boston Meeting .....	28
Report of the Nominating Committee 1950-51 .....	31
Amendments to November 1949 Membership List .....	32
A. A. L. L. Committees, 1950-51 .....	34
Book Reviews .....	38
Current Comments .....	41
Check List of National Reporter System .....	60
Check List of Current American State Reports, Statutes and Session Laws .....	61

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# LAW LIBRARY JOURNAL

VOLUME 44

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## THE CODE OF FEDERAL REGULATIONS AND THE UNITED STATES STATUTES AT LARGE

Speech delivered by Major BERNARD KENNEDY, Director of Federal Register Division, National Archives and Records Service, before the Law Librarians' Society of Washington, D. C., November 15, 1950.

In this discussion, I wish to cover, if possible, two major subjects: one, the Code of Federal Regulations, and the other the United States Statutes at Large, which publications constitute an integral part of the Federal Register system. That system now consists of (1) the daily issue of the Federal Register, (2) the Code of Federal Regulations, (3) the United States Government Organization Manual, and (4) the slip laws and the U. S. Statutes at Large.

### THE CODE OF FEDERAL REGULATIONS

It seems appropriate at this point to summarize the development of the Code from the first edition to the present 1949 edition. The Code of Federal Regulations is published under the authority contained in section 11(d) of the Federal Register Act as amended (50 Stat. 305; 44 U.S.C. 311[d]).

The first edition of the Code was compiled as of June 1, 1938. The first supplement covered the remainder of the calendar year 1938. Subsequent separately bound supplements covered the calendar years 1939, 1940,

and 1941 respectively. The 1938 Supplement consisted of one book, the 1939 Supplement two books, and the 1940 and 1941 Supplements required four books each. No supplement was published for the calendar year 1942.

The national emergency preceding World War II and the war itself resulted in a notable increase in Federal Administrative documents. Because of this volume of emergency material and the preoccupation of all agencies with the war effort, it was evident that the first recodification required under the Federal Register Act to be issued as of June 1, 1943 would be impracticable at that time. Section 11 of the act, as amended, was consequently further amended by the Act of December 10, 1942 (56 Stat. 1045; 44 U.S.C. 311a), which provided that, instead of a new codification, there should be published a cumulative supplement prepared under the supervision of the Division of the Federal Register.

This Supplement was compiled as of June 1, 1943. It presented in outline the same basic material that would have comprised the originally contemplated new edition of June 1,

1943. That is, through the media of tables of contents to the various titles, chapters, and parts, the Cumulative Supplement presented a codification of only such Federal administrative rules and regulations as were in force and effect on June 1, 1943. Where the effective text could be found in the original edition of June 1, 1938, such text was carried by reference to that edition. The Cumulative Supplement is therefore an addition to the original edition rather than a replacement thereof. It consists of ten volumes which are individually indexed. In general the component titles are treated as in the original edition.

During the war period it was found impracticable to codify the text of many rapidly changing and voluminous emergency controls. Documents of this nature were therefore tabulated rather than codified in the Cumulative Supplement and in the succeeding annual supplements issued in conjunction with the 1938 edition. These supplements were issued as follows: 1943 (June-December), 2 books; 1944, 3 books; 1945, 4 books; 1946, 6 books; 1947, 5 books. No annual supplement was issued for the year 1948 because of the imminence of the new edition.

As indicated above, the Act of December 10, 1942, suspended the operation of the first sentence of section 11 of the Federal Register Act as amended "until such time after the termination of the present war as the Administrative Committee of the Federal Register shall determine." Section 3 of the Act of July 25, 1947 (61 Stat. 451; 44 U.S.C. 311a, note) provided

that in the interpretation of the said Act of December 10, 1942, the war should be deemed to be terminated. On November 12, 1947, the Administrative Committee of the Federal Register recommended to the President that he authorize a new edition of the Code of Federal Regulations. The President subsequently issued Executive Order No. 9930 approving the recommendation of the Administrative Committee. Acting pursuant to this authority, the Division of the Federal Register began the work of compiling and editing the 1949 Edition.

The pattern of the 1949 Edition substantially follows that of the original edition of June 1, 1938. The basic division of the Code is into 50 functional titles arranged in alphabetical order except for the first three titles, viz. I. General Provisions, II. The Congress, III. The President. Titles may be subdivided into subtitles where appropriate. The basic subdivisions of the usual titles are chapters designated by the names of the agencies issuing the regulations involved. Chapters are normally divided into parts and sections. The number of each section includes, to the left of a decimal point, the number of the part in which it occurs. The section is thus the basic unit of the Code, and each section number is unique within any given title.

Each section of the Code is accompanied by a citation of its source and a citation of the authority under which it was prescribed. Where a group of sections has a common source or a common authority, these citations are carried in brief notes at



the beginning of the group. Where applicable to a single section, authority citations are placed in parentheses and source citations are placed in brackets following the text of the section. Such parentheses and brackets may also be used to indicate exceptions to or additions to the information contained in the authority or source note applicable to the group in which a given section appears.

The Federal Register is the source of most of the rules published in the Code. Usually, therefore, citations of source material consist of the Federal Register volume number, followed by the letters "F.R.," followed by the page number or numbers. In the rare instances in which the latest official publication of the text involved antedates the Federal Register, the citation of source is made to such earlier official publication.

The *United States Statutes at Large* and the *United States Code* are cited as authority for most of the rules published in the Code of Federal Regulations. Usually, therefore, citations of authority consist of the volume and page of the Statutes followed by a semicolon, followed by the parallel title and section of the United States Code. These citations of legislative authority form the basis of Title 2 in the 1949 Edition which consists of parallel tables designed to lead the user from a legislative proposition codified in the United States Code to the supplementary administrative material codified in the Code of Federal Regulations. This ancillary makes its first appearance in the 1949 Edition.

Each book of the 1949 Edition is

furnished with a pocket for the insertion of supplements. The Pocket Supplements are published annually, and are designed to cumulate the effective text of changes and amendments until such time as it may become necessary to revise and republish the entire book.

The Pocket Supplements to the 1949 Edition differ from the Annual Supplements to the 1938 edition in that they show in full text the status of the 1949 Edition only as of the end of the calendar year covered, whereas the Annual Supplements to the 1938 edition carried the full text of all changes issued during the year. In the Pocket Supplements two devices enable the user to determine the text in effect on a given date: (1) historical notes, and (2) the "List of Sections Affected" which is printed at the end of each Pocket Supplement.

The historical notes are entitled "Prior Amendments." They contain the Federal Register citations of the text which was in effect during some portion of the time between January 1, 1949, and the cut off date of the Pocket Supplement, but which is no longer in effect on the latter date. These notes are used wherever the existence of prior amendments may not readily be inferred by inspection of the source and codification notes. From time to time, as the Pocket Supplements are cumulated or republished, the historical notes will be consolidated to form a permanent record of amendments which had been in effect during any portion of the period covered by the 1949 Edition.

A somewhat broader purpose is

served by the "List of Sections Affected." This list contains the Federal Register citations of all sections which were affected in any way during the calendar year. It includes citations to text which was still in effect at the end of the year as well as citations to superseded text, and, in addition, contains citations to notices of proposed rule making. As the Pocket Supplements are cumulated from year to year, the "Lists of Sections Affected" will be reprinted, but will not be consolidated into a single list. This arrangement is designed to aid the researcher who needs an over-all view of the changes occurring during any given year, and will serve as a permanent record of all changes occurring in the 1949 Edition.

Except for the difference in the treatment of superseded text, the codification practices followed in the Pocket Supplements do not differ greatly from those followed in the later Annual Supplements to the 1938 Edition. A table of changes in the names or assignments of titles and chapters appears at the beginning of each Pocket Supplement, enabling the user to see at a glance the changes which have occurred in the larger elements of the Code structure. Similar tables appear at the beginning of each chapter and part. These tables are designed for use in conjunction with the tables of contents in the original books of the 1949 Edition. By comparing the new table with the old, the user can instantly determine whether a given chapter, part, or section has been modified in any way.

Source notes are furnished for all

but the more complex amendments. These notes follow the style used in the Code except that dates of publication in the Federal Register are included. The source and date of the more complex amendments are given in codification notes.

The growth of the Pocket Supplements and the consequent revision and republication of individual books will vary considerably from title to title. The same pattern will be followed in all cases, however, except in Title 43. Appendix C to Chapter I of this title consists of the public land orders published during 1948 and constitutes a continuation of the public land order series which began in the 1943 Cumulative Supplement to the 1938 edition of the Code. As in the case of Presidential documents this series is not codified. As the series grows in size it will cease to be part of the Pocket Supplements and will be continued in separate volumes similar to the separately bound annual supplements to Title 3—The President. The remainder of Title 43 will follow the normal pattern. Thus Title 43 will ultimately consist of three elements: the Code volume, the current Pocket Supplement, and a series of bound orders.

In concluding this first phase of my discussion, I wish to refer to the indexes of the Code. Each volume of the Code carries an index to the subject matter contained in that volume. In some cases these small indexes are complete, in others they are necessarily somewhat fragmentary, as related regulations continue on into other volumes—as for instance Inter-

State Commerce Commission regulations are contained in 4 volumes, Internal Revenue Bureau in 5 volumes, Agriculture Department in 5 volumes and parts of 2 others. Not until the General Index, the last volume of the Code to be published, was compiled was it possible to put all related subject matter together by means of an analysis of the whole body of regulations, and showing relationships either developed in full or indicated by cross references.

The plan of the General Index can be described very simply: primarily it presents subject matter under the name of the agency issuing the regulations, in context, as the agency presents it. The large categories reflect the various functions of the agencies, as for instance in the case of the Coast Guard, which has regulations respecting merchant marine seamen and officers, military personnel of the Coast Guard, navigation regulations, and regulations affecting shipping in general; each of these large and distinct groups is segregated so that all about any one of them is easily accessible to the reader. In the case of the Internal Revenue Bureau, income tax regulations are presented separately from excise tax regulations, or from employment tax regulations. Sometimes categories are set up to group together ideas which are related, though each of these ideas may also be presented by themselves.

Aside from presentation under the agency groupings, and perhaps of even more use to the layman, are the main entries and categories. Here are a multitude of ideas, both large and

small, on practically every subject in our national life, everything from agricultural commodities to vessels, from bonds to wildlife, from carriers to weather. If a complete or simple reference can be given it is given there with the main entry, and no further search is needed. For the more complex subject the reader is referred to the agency heading, where he will usually find a wealth of material set out in analytical outline form.

Not only will the General Index serve as a key to the vast array of Federal regulations, giving answers to specific questions and problems, it will also, I believe, serve as a source of general information about our national life and Government activities, directing even the casual reader to ideas he had never expected to find—a constant source of information, and perhaps even entertainment, as we find in it the time-honored “many things—shoes and ships and sealing wax and cabbages and kings.”

#### THE UNITED STATES STATUTES AT LARGE

With respect to the second phase of this discussion—the Statutes at Large—Reorganization Plan No. 20, effective May 24, 1950, transferred certain functions of the Secretary of State and the Department of State to the Administrator of General Services including the publication of acts and joint resolutions of Congress in slip form and the compilation, editing, indexing, and publication of the United States Statutes at Large, except such functions as dealt with treaties and other international agreements. The

Division of Federal Register was charged with the responsibility of carrying out these functions, which action made available at one central location not only Presidential documents and Federal administrative material such as substantive rules and regulations but also the laws of the United States except those with respect to treaties and other international agreements.

Under the previous system of publishing the Statutes at Large by the State Department, Part 1 of a given statute such as 62 Stat. contained only the public laws. Other parts such as 2 and 3 contained the private laws, Congressional Resolutions, Proclamations, Treaties and international agreements other than Treaties but all such parts were included under the general term of Statutes at Large.

However, Public Law 821, 81st Congress, approved on September 23, 1950, restated more specifically what was contained in Reorganization Plan 20 concerning the functions of the Administrator of General Services with respect to the Statutes at Large. Further, that Public Law set forth that the U. S. Statutes at Large shall be legal evidence of laws, concurrent resolutions, treaties, international agreements other than treaties, proclamations by the President, and proposed or ratified amendments to the Constitution of the United States, in all the courts of the United States, the several States, and the Territories and insular possessions of the United States. In addition, Public Law 821, authorized the Secretary of State to compile, edit, index, and publish, be-

ginning January 1, 1950, a compilation entitled "U. S. Treaties and other International Agreements" which shall contain all treaties to which the United States is a party that have been proclaimed during each calendar year, and all international agreements other than treaties to which the U. S. is a party that have been signed, proclaimed, or with reference to which any other final authority has been executed, during each calendar year.

Thus, Public Law 821, split the old system of the Statutes at Large into two publications, the first being called "U. S. Statutes at Large" and the second to be the new compilation entitled "U. S. Treaties and other International Agreements."

Beginning with volume 64, the Statutes at Large will contain only the Public Laws, Reorganization Plans, Private Laws, Concurrent Resolutions and Presidential Proclamations in the numbered series.

I should like to present, briefly, my plans for improvement of the publication of the Statutes. At the time the present Statutes at Large were transferred to the Administrator of General Services, the work on the Statutes was some eighteen months behind schedule. In fact, Volume 63 of the Statutes which covers the 1st Session of the 81st Congress beginning in January, 1949, has not been released. This delay in publication is clearly the result of utilizing outmoded publication processes. During the war the Division of the Federal Register had considerable experience with the printing of regulations by offset lithography, a printing process involving

the use of photography. Reprints of regulations were produced with great speed and photographic accuracy since the camera replaced the proof-readers. In view of this experience, my Staff in conjunction with the Government Printing Office explored the possibility of applying the offset printing process to slip laws and Statutes at Large and found that this process was not only practical but would reduce printing costs considerably. I am happy to state that just recently clearance to put the plan into effect in January, 1951, beginning with 64 Stat., has been received from the Joint Committee on Printing, which will result in substantial printing economies, photographic accuracy of every page of the Statutes at Large and lastly (the one in which you Law Librarians are undoubtedly most interested) will permit the prompt publication of the Statute volumes at the end of each session of Congress.

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Positive prints of volumes 1-14 may be purchased separately as follows: Vol. 1, 1936 (\$8); Vol. 2, 1937 (\$12); Vol. 3, 1938 (\$8); Vol. 4, 1939 (\$16); Vol. 5, 1940 (\$16); Vol. 6, 1941 (\$20); Vol. 7, 1942 (\$36); Vol. 8, 1943 (\$52); Vol. 9, 1944 (\$40); Vol. 10, 1945 (\$44); Vol. 11, 1946 (\$44); Vol. 12, 1947 (\$24); Vol. 13, 1948 (\$28); and Vol. 14, 1949 (\$24).

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### LEGAL RESEARCH WITHOUT BOOKS

By PROF. JOHN HENRY MERRYMAN, Assistant Professor of Law,  
University of Santa Clara, College of Law

This will come as a distinct shock to many attorneys, but the indisputable fact is that they are scholars. A large part of their time is continually taken up with research and writing and, since a lawyer's time is valuable, devices which increase the efficiency and accuracy of his research have found a ready market. Any one who has engaged in elementary research in any other field of learning is pleasantly surprised when he encounters

the conveniences, short cuts and efficiency devices commonly used in legal research. At least from the practicing attorney's standpoint there seems to be little room for improvement within the existing frame of reference of legal research. When he thinks of legal research he thinks of cases, statutes, digests and citators, all in the form of bound volumes, and all being placed in a library, or on shelves around the wall of the law office. The



only criticisms one can make of this framework are inherent in it and inseparable from it. These are: 1. the mechanical problems of waste of time and motion in access to and use of the books; and 2. the problem of space.

The mere mechanical work involved in handling the various volumes necessary to pursue a legal problem to some solution is burdensome. The books are large and heavy; they contain many pages; there are too many of them to allow placing for easy access, so that it is often necessary to leave one's desk, go to a special room called the library to find them, and usually stay there to use them. Likewise the problem of space is a growing one. As all lawyers and law librarians know, books occupy space. The more complete a law library becomes, the more books it contains and the more space is needed. The process of merely keeping cases and digests up to date must soon outstrip the resources of most law libraries, since reports of cases, and the digests which analyze and classify them for the attorney's use, are growing in number at an alarming rate.

It was stated above that these defects are inherent in the existing framework of legal research. At Santa Clara a system of practical legal research is being developed which operates outside that framework, and which avoids these defects. A description of that system will be given below, but by way of preface it should be understood that it is not yet in final form. Many changes may be made before it reaches the user. In

addition it should be recognized that the objectives of the system as now being developed are modest; it is proposed simply to provide a method of performing practical research which will provide the searcher with the cases and statutes in point. No effort is being made at present to develop methods of performing scholarly historical investigations without the use of law books. This article is written to describe the elements of the system to a group which will have considerable interest in it, and to solicit from them whatever criticisms and suggestions they may feel inclined to make. Such comments will be appreciated.

The basic unit in the system is a five by eight inch punched card of the needle sorting type. In addition to punched slots along the edges of the card, which are necessary for sorting, the card contains on its face the name and citation of the case or statute and an abstract or brief of it. On the back of the card is the case or statute itself, reproduced by the Microcard process. The only other elements in the system are a code outline, needles and tray for sorting, filing cases (a desk size filing case will hold a complete basic library), and a Microcard reader. The theory of the research process is very simple; the researcher analyzes his problem, finds the appropriate code numbers in the code outline, sorts out the proper cards (this proceed consists in inserting a needle in the proper hole and lifting), reads the briefs on the faces of the sorted cards in order to eliminate unusable cases and statutes, and inserts those deemed usable in the reader for reading. All of these



are accomplished at the researcher's desk.

It seems clear that if such a system can do what it purports to do, that is, give the researcher a complete and accurate selection of cases and statutes on his problem with the ease indicated, it will be an improvement on present methods. It is believed that the system can do exactly that.

When research was begun on the system an attempt was made to build it around an electrically operated sorting device such as the I.B.M., and Remington-Rand machines. Investigation revealed, however, that for the purposes under consideration such machines would be impractical. For one thing, it is hoped that the system will be developed as a practical device for use in even the small law offices. The prohibitive cost of rental of the I.B.M. and Remington-Rand machines made their use out of the question. In addition, these machines only become efficient when they process large numbers of units; they require some instruction of operating personnel; and cards must be arranged in proper sequences if the sorter is to work at all. At the level of operation contemplated at Santa Clara these machines were just too expensive and too slow. On the contrary the very simple but ingenious E-Z Sort needle sorting system was found to be ideal. A child can operate it, once the code number is found; it involves no machines to be rented or kept up; cards need not be in any sequence in order for the sorting to be properly done, etc. In addition the I.B.M. and Remington-Rand cards are unsuitable for

the process because they are too small, and because there would be considerable technical difficulty involved in Microcarding on them, while needle sorting can be done with any size card made of any stock.

It is however, quite probable that if the system were to be developed, as it eventually probably will be, to equip a research center where many operations were performed and great numbers of cards handled, the automatic sorters and collators mentioned above would then be the more practical and efficient. It is anticipated that if sufficient interest in the system were shown the manufacturers of these machines would coöperate in solving whatever technical difficulties exist.

The Microcard process was chosen in preference to microfilm because of two main considerations; expense of duplication and ease of reading. Since Microcards are prints from a negative a separate photograph need not be taken for each copy to be produced; the contrary is true of microfilm. Even more important, however, is the fact that Microcards can be read in a desk machine needing no projection screen, and the room need not be darkened in order for the reading to be efficient. The desk model Microcard reader now on the market is a good one, giving a clear image and, since it is cooled by convection, having no moving parts other than the mechanical devices used to "turn the pages."

The crucial step in the preparation of such a system is the editing. Cases must be read, accurate briefs must be written, and cards must be punched in accordance with an extremely care-

fully prepared code outline, in order to provide the user with an accurate, complete and reliable system. That editorial work is now in progress at Santa Clara, in a very modest way. The immediate project is this: to prepare a complete package on a small but important field. Because of the importance of community property in California that field was chosen. Before the completed package will be offered to prospective consumers the following will have been done:

1. A meticulous but usable outline of the field of community property will have been prepared. Code numbers will have been assigned to each item in that outline.
2. All California cases and statutes involving community property will have been read, briefed, and the name and citation of the case and the brief printed on a five by eight inch E-Z Sort card.
3. The card will have been punched to correspond with the classifications into which the case falls in the outline code.
4. The case or statute itself will have been reproduced in microprint on the back of the card.

Since the E-Z Sort card is a very versatile thing the applications of the system will not be limited to gathering of all cases and statutes on a particular point of law. By proper punching at Santa Clara the card will be so prepared as to enable the researcher also to find individual cases and statutes, to find cases alone or statutes alone, to find cases or statutes by date, and so on.

The completed package on community property will of course need constant supplementing if it is to remain valuable. It is expected that the attorney will be supplied, on a bi-weekly or monthly basis, with new cases and statutes, together with in-

structions for filing. It should be apparent that the basic package, together with the continuing upkeep service, will, as to community property, minimize the labor of legal research and save time and money for the consumer. It is evident that it disposes of the necessity of using digests, case reports, collections of statutes and, to a certain extent at least, citators, in the field of community property. In addition, the space required for the system will be minimal when compared with the space occupied by the present basic library.

However, since the community property package will comprise only a small segment of the law, and since its comprehension is further reduced by restriction to one jurisdiction, some of the advantages of the system are prospective only. It is intended that the complete law library will eventually be incorporated into the system, but that will take time and a considerable investment.

One rather difficult problem is as yet unsolved: the human element. Cards are easily mislaid. The reliability of the system will be seriously impaired if cards are not returned to the file. The fact that cards in the E-Z Sort system need not be in any particular order is of some help, but still it must be recognized that cards will be lost. The development of a method of preventing such losses, or of providing for an easy checking routine which will point them out, is a formidable one.

Since many attorneys prefer to begin research by reference to a textual treatment of the subject, such as an

encyclopedia, rather than by using the digests, some thought is being given to preparation of a textual treatment with footnote references to code classifications in the system. This would enable researchers to use the text approach to research, rather than the topic or fact methods commonly used in beginning research with the digests. The textual treatment referred to could be reproduced in microprint on the same type of card already used in the system, and could thus be a convenient part of the system. Whether the text would be more useful in that form or in ordinary print is a ques-

tion on which persons whose advice has been solicited have not agreed. It will be possible to provide the user with either or both, leaving the decision to him.

It is hoped that this discussion has given the reader a sufficient understanding of the proposed system of "legal research without books" to raise questions in his mind and to suggest possible improvements which have not occurred to the writer. But even more it is hoped that the reader has become sufficiently interested to communicate his reaction to us.

## A BIBLIOGRAPHY OF THE TENTATIVE DRAFTS OF THE RESTATEMENTS

By ERWIN C. SURRENCY

During recent years, law librarians have become interested in obtaining complete files of the Tentative Drafts of the Restatements of the Law as compiled by the American Law Institute since its founding in 1923 to October, 1950. But as far as is known to this writer, no attempt has been made to compile a complete bibliography of these drafts.<sup>1</sup> To fulfill this need, the following bibliography has been compiled.

This list was compiled from the holdings of the Temple University Law School Library and checked against the holdings of the Biddle Law Library of the University of

Pennsylvania Law School, which has kept an official file for the American Law Institute. The Tentative Drafts that are in these collections have been arranged here by the date of publication that appears on the cover of the draft. The complete title and the last numbered page of the pamphlet is given, but the name of the American Law Institute, which appears at the head of the title on all the pamphlets, has been omitted. The listing of the reporters and the fact that the draft was submitted to the annual meeting of the Institute has been likewise omitted.

In this list, the compiler has given, for the use of those interested, the subjects that the draft covers as given on the title page. At times, the subjects covered form such a long list

1. For a partial compilation, see, Marianna Long. *A Bibliographical Check-List of Publications of the American Law Institute, Supplement, 1939-1941*. 41 LAW LIBRARY JOURNAL 50.

that a deviation was made from the usual bibliographical form in order that the subjects can be read more readily.

To make this bibliography more useful, references to the *Proceedings of the American Law Institute* have been given following the drafts that were under discussion at the meeting of the Institute.

The Uniform Commercial Code and the Federal Income Tax Statute are the latest subjects considered by the Institute, and hence, this bibliography on these subjects is incomplete. As new drafts on these subjects appear, a supplement to this bibliography will be published.

No effort has been made to compile a bibliography of the preliminary drafts of the restatements, which were issued by the American Law Institute in limited quantity for the sole use of the members of the committees working on that particular draft. The members were warned that these drafts were "submitted privately and gratuitously to a limited number of selected persons of a particular class for a special purpose. It is preliminary and private; therefore, citations or quotations from it must not be made in any public address or article." A complete file of these preliminary drafts will be found in the Biddle Law Library.

The following is a list of the subjects covered in these tentative drafts:

Air Flight Act  
Administration of Criminal Law  
Agency  
Business Associations  
Code of Criminal Procedure

Commercial Code  
Conflict of Laws  
Contracts  
Criminal Justice  
Code of Evidence  
Federal Income Tax Statute  
Judgments  
Property Act  
Property  
Restitution and Unjust Enrichment  
Sales of Land  
Security  
Torts  
Tortfeasors Act  
Trusts

#### Air Flight Act

Law of airflight. Tentative draft no. 1.  
... Subjects covered:  
Aviation liability act.  
Law of airflight.  
Air jurisdiction act. . . .  
April 7, 1937. 28 p.  
14 Proc. A. L. I. 297.

#### Administration of the Criminal Law

Administration of the criminal law. Tentative draft no. 1. . . . Subjects covered: Summoning witness in one state to testify in another state; Killing or wounding to effect arrest; Comment on fact defendant did not testify. . . .  
April 15, 1931. 41 p.

Administration of the criminal law. Tentative draft no. 2. . . . Subject covered: Double jeopardy. . . . March 1, 1932. . . . 192 p.  
10 Proc. A. L. I. 101.

Administration of the criminal law. Proposed final draft. . . . Subject covered: Double jeopardy. . . . March 18, 1935. 187 p.  
12 Proc. A. L. I. 196.

Administration of the criminal law. Official draft with commentaries. Subject covered: Double jeopardy. . . . August 15, 1935. 187 p.

## Agency

Tentative . . . Agency. Restatement no. 1. . . . Subjects covered: Definitions and distinctions; Acts for which agency may be created; Competency of parties: Appointments of agents and servants, and the evidence thereof; Appointment of agents by other agents and the delegation of authority; Ratification. [1926] 149 p.

Tentative . . . Agency. Restatement no. 2. . . . Subjects covered: Termination of authority; Apparent authority; Power given as security, and consent that a sub-agent may act. . . . March 28, 1927. 113 p.  
5 Proc. A. L. I. 283.

Commentaries on agency. Restatement no. 2. March 28, 1927. 25 p.

Tentative . . . Agency. Restatement no. 3. Subjects covered:  
Part II. Interpretation of manifestations of consent relating to authority or apparent authority.  
General rules of interpretation.  
Interpretation of manifestations respecting particular acts. . . . March 20, 1928. 134 p.  
6 Proc. A. L. I. 479 p.

Restatement of the law of agency. Tentative draft no. 4. . . . Subject covered: Liability of principal upon contracts; Definitions; Disclosed or partially disclosed principal; Liability of an undisclosed principal. . . . March 25, 1929. 86 p.  
7 Proc. A. L. I. 233.

Explanatory notes on agency. Tentative draft no. 4. Prepared by the reporter, Warren A. Seavey. March 25, 1929. 39 p.

Restatement of the law of agency. Tentative draft no. 5. . . . Subject covered:  
Chapter 11. Liability of principal or master to third persons for torts.  
Chapter 12. Liability of a principal or master because of notification to or by or knowledge of an agent, apparent agent, or servant.  
Chapter 13. The admissibility in evidence of statements of agents or servants. . . . February 1, 1930. 188 p.  
8 Proc. A. L. I. 240.

Explanatory notes on agency. Tentative draft no. 5. Prepared by the reporter, Warren A. Seavey. March 4, 1930. 102 p.

Restatement of the law of agency. Tentative draft no. 6. . . . Subjects covered:  
Chapter 14. Liability of the other party to the principal.  
Chapter 15. Liability of agent to third person.  
Chapter 16. Liability of other party to the agent.  
Chapter 10. Topic B. Title 1A. Interpretation of written instruments as to who are parties thereto. . . . March 12, 1931. 237 p.  
9 Proc. A. L. I. 218.

Restatement of agency. Tentative draft no. 7. . . . Subject covered:  
Chapter 17. Duties and liabilities of agent to principal.  
Chapter 18. Duties and liabilities of principal to agent. Topic A. Contractual and quasi-contractual duties and liabilities. . . . March 1, 1932. 269 p.  
10 Proc. A. L. I. 312.

Restatement of agency. Proposed final draft. . . . Subject covered:  
Part I. Chapter 18. Topics 2, 3, and 4. Duties and liabilities of principal to agent for his torts and the torts of other agents and servants.  
Part II. Revision of tentative drafts nos. 1, 2, and 3. (The late Floyd R. Mechem was reporter for these drafts.)  
Part III. Suggested additions to and changes in tentative drafts nos. 4, 5, 6 and 7. . . . April 3, 1933.  
Part I. 130 p.; Part II. 344 p.; Part III. 75 p.  
11 Proc. A. L. I. 77.

## Business Associations

Restatement of the law of business associations. Tentative draft no. 1. . . . Subject covered: Corporations for profit; The creation of shares. . . . April 10, 1928. 89 p.  
6 Proc. A. L. I. 390, 7 Proc. A. L. I. 90.

Commentaries on business association. Tentative draft no. 1. Prepared by William Draper Lewis, Reporter, assisted by Alexander Hamilton Frey. April 10, 1928. 59 p.

Memorandum for consideration in connection with the sections of the proposed restatement of the law of business associations, tentative draft no. 1, relating to the preemptive rights of shareholders in



case of the creation of additional shares (Sections 11 to 26). By Victor Morawetz. April 10, 1928. 14 p.

Restatement of the law of business associations. Tentative draft no. 2. . . . Subject covered: Contracts for the future creation of shares (first part) . . . . March 25, 1929. 38 p.

7 Proc. A. L. I. 104.

Explanatory notes on business associations. Tentative draft no. 2. Prepared by Alexander Hamilton Frey, Special Adviser. March 25, 1929. 11 p.

Restatement of business associations. Tentative draft no. 3. . . . Subjects covered: Chapter 2. Creation of shares by transaction prior to incorporation.

Chapter 3 (Continued). Creation of shares by transactions subsequent to incorporation.

Chapter 4 (Continued). Post incorporation contracts for future creation of shares. . . . April 4, 1932. 128 p.

10 Proc. A. L. I. 184.

#### Code of Criminal Procedure

Code of criminal procedure. Tentative draft no. 1. . . . Subjects covered: Arrest. Preliminary examination. Bail. Methods of prosecution. Grand jury. Indictment and information. . . . April 9, 1928. 509 p.

6 Proc. A. L. I. 492.

Code of criminal procedure. Tentative draft no. 2. . . . Subjects covered: Process upon indictment and information. Arraignment. Motion to quash and pleas. Jurisdiction and venue. Change of judge and removal of cause. Waiver of jury trial. Trial jury. . . . March 19, 1929. 318 p.

7 Proc. A. L. I. 124.

Code of criminal procedure. Proposed final draft. . . . April 1, 1930. 617 p.

8 Proc. A. L. I. 69.

Code of criminal procedure. Official draft. June 15, 1930. 1315 p.

On cover: Code of criminal procedure. Official Draft. June 15, 1930. With commentaries. March 16, 1931.

Code of criminal procedure. Official draft. . . . June 15, 1930. 179 p.

This edition contains an "Index to Commentaries."

#### Commercial Code

Uniform revised sales act (Sales chapter of proposed commercial code). Proposed final draft no. 1. . . . Joint editorial committee, Institute and National Conference of Commissioners on Uniform State Laws. . . . April 27, 1944. 259 p.

Commercial code. Tentative draft no. 1, Article III. . . . Subject covered: Article III. Commercial paper (Sections 1-51). April 10, 1946. 37 p.

Commercial code, comments and notes to tentative draft no. 1, Article III. . . . Subject covered: Article III. Commercial paper (Sections 1-51). April 10, 1946. 184 p.

Commercial code, Preliminary tentative draft no. 1. Article V. . . . Subjects covered:

Article V. Investment instruments (Sections 1-21) and notes. April 22, 1946. 44 p.

At the head of title of the following drafts of the Commercial Code, appears the name of the American Law Institute and the National Conference of Commissioners on Uniform State Laws.

Commercial code (Group no. 1). Tentative draft no. 2. Article III. . . . Subject covered:

Article III. Commercial paper (Sections 1-110). April 25, 1947. 57 p.

Commercial code (Group no. 1). Notes and comments to tentative draft no. 2—Article III. . . . Subject covered:

Article III. Commercial paper (Sections 1-110). April 25, 1947. 117 p. (Mimeographed)

Commercial code (Group 2). Notes and comments to tentative draft no. 1—Article V. . . . Subject covered:

Article V. Investment instruments (Sections 1 to 41). May 10, 1947. 22 p. (Mimeographed)

Commercial code (Group no. 1). Tentative draft no. 1, Article IV and notes and comments. . . . Subjects covered:

Article IV. Bank collections. Bank operations and foreign banking. Chapter I. Letters of credit (Sections 1 to 23). April 28, 1947. 36 p.

Commercial code (Group 2). Notes and



- comments to tentative draft no. 1—Article V. . . . Subject covered: Article V. Investment instruments (Sections 1 to 41). May 10, 1947. 22 p. (Mimeographed)
- Commercial code (Group no. 2). Tentative draft no. 1, Article V. . . . Subject covered: Article V. Investment instruments (Sections 1 to 41). May 10, 1947. 22 p.
- Commercial code (Group no. 1). Tentative draft no. 3, Article III. . . . Subject covered: Article III, Commercial paper (Sections 1-110). August 20, 1947. 57 p.
- Commercial code (Group no. 1). Notes and comments to tentative draft no. 3—Article III. . . . Subject covered: Article III, Commercial paper (Sections 1-110). August 20, 1947. 117 p. (Mimeographed)
- Commercial code (Group no. 2). Notes and comments to tentative draft no. 2—Article V. . . . Subject covered: Article V. Investment instruments (Sections 1 to 41). August 28, 1947. 22 p. (Mimeographed)
- Commercial code (Group no. 1). Proposed final draft no. 1, Article III. . . . Subject covered: Article III, Commercial paper. [April 15, 1948]. 64 p.
- Commercial code (Group no. 1). Notes and comments to proposed final draft no. 1, Article III. . . . Subject covered: Article III, Commercial paper. [April 15, 1948]. 90 p.
- Commercial code (Group no. 1). Proposed final draft no. 1, Chapter 1, Article IV: Tentative draft no. 1, Chapter 2, Article IV. . . . Subject covered: Article IV. (Bank collections) (Foreign banking). Chapter 1. Letters of credit (Sections 1 to 26). Chapter 2. Foreign remittances (Sections 1 to 14). [April 19, 1948]. 47 p.
- Commercial code (Group no. 2). Proposed final draft no. 1, Article V, including notes and comments. . . . Subject covered: Article VI Investment instruments (Sections 1 to 37). [April 26, 1948]. 78 p.
- Commercial code (Group no. 3). Tentative draft no. 1, Article VI. . . . Subject covered: Article VI. Documents of title. (Sections 1 to 18). [April 19, 1948]. 34 p.
- Commercial code (Group no. 3). Tentative draft no. 1, Article VII, including notes and comments. . . . Subject covered: Article VII. Secured commercial transactions. Part III. Inventory financing. (Sections 1 to 26). [April 21, 1948]. 31 p.
- Commercial code (Group no. 3). Tentative draft no. 2, Article VI, including notes and comments. . . . Subject covered: Article VI. Documents of title. (Sections 1 to 18). [July 20, 1948]. 39 p.
- Commercial code (Group no. 1). Proposed final draft no. 2, Article III. . . . Subject covered: Article III, Commercial paper. [July 30, 1948]. 62 p.
- Commercial code (Group no. 1). Notes and comments to Part VII, Proposed final draft no. 2, Article III. . . . Subject covered: Article III, Commercial paper. [August 2, 1948]. 47 p.
- Commercial code (Group 3). Tentative draft no. 2, Article VII. . . . Subject covered: Article VII. Secured commercial transactions. Chapter III. Inventory and accounts receivable financing (Sections 301-328). [August 6, 1948]. 17 p.
- Commercial code (Group no. 3). Notes and comments to tentative draft no. 2, Article VII. . . . Subject covered: Article VII. Secured commercial transactions. Chapter III. Inventory and accounts receivable financing. (Sections 301-328). [August 6, 1948]. 31 p.
- Commercial code (Group no. 2). Proposed final draft no. 2, Article V. . . . Subject covered: Article V. Investment securities (Sections 1 to 44). [August 9, 1948]. 19 p.
- The code of commercial law, being drafted jointly by the American Law Institute and the National Conference of Commissioners on Uniform State Laws. 1949. various paging.  
Table of contents:  
Article II. Uniform revised sales act.

- Article III. Commercial paper. Proposed final draft no. 2.
- Article IV. Bank collections, foreign banking. Revised proposed final draft no. 2.
- Article V. Investment securities. Proposed final draft no. 2.
- Article VI. Documents to title. Tentative draft no. 2.
- Article VII. Secured commercial transactions. Tentative draft no. 2.
- Uniform commercial code. May 1949 draft. . . . 1949. 782 p.
- Uniform commercial code. September 1949 revisions of sections 1-105, section 6-303 and article on secured transactions. . . . 1949. 132 p.
- Uniform commercial code. October 1949 revisions of section 1-105, Bank collections part of article 3, section 6-303, and articles on secured transactions and bulk transfers. 1949. 149 p.
- Uniform commercial code, proposed final draft, text and comment edition. Spring, 1950. . . . 1950. 852 p.
- Uniform commercial code. September 1950 revisions of article 2, article 4, article 9. 80 p.
- Conflict of Laws**
- Conflict of laws. Restatement no. 1. . . . Subject covered:  
Domicil. . . . March 1, 1925. 37 p.  
3 Proc. A. L. I. 222.
- Conflict of laws. Treatise no. 1 (a) supporting restatement no. 1. . . . Subject covered:  
Domicil. This draft has been prepared by the reporter, Joseph H. Beale, with the aid of advice and suggestions from the members of the group working on Conflict of Laws. . . . March 1, 1925. 168 p.
- Tentative . . . Conflict of laws. Restatement no. 2. . . . Subjects covered:  
Jurisdiction. Introduction. General Principles. Jurisdiction of courts. . . . February 27, 1926. 114 p.
- Tentative. . . . Conflict of laws. Restatement no. 2. . . . Subjects covered:  
Jurisdiction. Introduction. General Principles. Jurisdiction of courts. . . . February 27, 1926. 114 p.
- Commentaries on conflict of laws. Restatement no. 2. . . . February 27, 1926. 32 p.
- Tentative . . . Conflict of laws. Restatement no. 3. . . . Subjects covered:  
Status. Foreign corporations. Property. . . . February 1, 1927. 178 p.  
5 Proc. A. L. I. 254.
- Commentaries on conflict of laws. Restatement no. 3. February 1, 1927. 45 p.
- Tentative . . . Conflict of laws. Restatement no. 4. . . . Subjects covered:  
Contracts. Wrongs. . . . February 1, 1928. 87 p.  
6 Proc. A. L. I. 454.
- Commentaries on conflict of laws. Restatement no. 4. Prepared by Joseph H. Beale, reporter. February 1, 1928. 106 p.
- Restatement of the law of the conflict of laws. Tentative draft no. 5. . . . Subjects covered:  
Judgments and other imposed duties. Administration of estates. Procedure. . . . March 15, 1929. 71 p.  
7 Proc. A. L. I. 68.
- Explanatory notes on conflict of laws. Tentative draft no. 5. Prepared by Joseph H. Beale, reporter. March 15, 1929. 15 p.
- Tentative draft no. 6 is discussed in 7 Proc. A. L. I. 265, but a copy was not available for describing here.
- Restatement of the law of conflict of laws. Proposed final draft no. 1. . . . Subjects covered:  
Introduction. Domicil. Jurisdiction in general. Jurisdiction of courts. Status. Corporations. . . . March 10, 1930. 258 p.  
8 Proc. A. L. I. 164.
- Restatement of the law of conflict of laws. Proposed final draft no. 2. . . . Subjects covered:  
Property. Obligation of judgments and other imposed duties. Procedure. Contracts. . . . February 9, 1931. 199 p.  
9 Proc. A. L. I. 127.
- Restatement of the law of conflict of laws. Proposed final draft no. 3. . . . Subject covered:  
Wrongs. . . . March 10, 1932. 55 p.  
10 Proc. A. L. I. 70.
- Restatement of conflict of laws. Proposed final draft no. 4. . . . Subjects covered:  
Revision of proposed final drafts no. 2

- and 3, chapters —. Introduction. Domestic Jurisdiction in general. Jurisdiction of courts. Status. Corporations. Property. Contracts. Wrongs. Obligations of judgments and other imposed duties. Administration of decedents' estates. Procedure. . . . March 22, 1934. 395 p.
- Restatement of the law of conflict of laws. Proposed final draft no. 5. . . . Subject covered:  
Chapter on administration. Topic 2. Receiverships. . . . April 16, 1934. 66 p.
- Explanatory notes on restatement of conflict of laws. Proposed final drafts nos. 4 and 5. Subject covered:  
Explanatory notes on Chapter 11. Administration. Topic 1. Decedents' estates in proposed final draft no. 4. Topic 2. Receiverships, in proposed final draft no. 5. . . . April 18, 1934. 74 p.
- Restatement of the law of conflict of laws, as adopted and promulgated by the American Law Institute, at Washington, D. C. May 11, 1934. St. Paul, American Law Institute, 1934. 819 p.
- ### Contracts
- Tentative draft. . . . Contracts. Restatement no. 1. . . . Subjects covered:  
Meaning of terms. Formation of contracts, general principles. Formation of informal contracts, expression of assent. . . . March 31, 1925. 67 p.  
3 Proc. A. L. I. 159.
- Contracts. Treatise no. 1(a) supporting restatement no. 1. . . . Subjects covered:  
Meaning of terms. Formation of contracts. General principles. Formation of informal contracts. Expression of assent. . . . March 31, 1925. 243 p.
- Tentative . . . Contracts. Restatement no. 2. . . . Subjects covered:  
Consideration. Formation of formal contracts. Joint contractual obligations and rights. . . . [c1926]. 73 p.
- Commentaries on contracts. Restatement no. 2. Prepared by the reporter, Samuel Williston, in accordance with the direction of the Council to facilitate the consideration of the restatements. March 9, 1926. 27 p.
- Tentative . . . Contracts. Restatement no. 3. . . . Subjects covered:  
Contractual rights of persons not parties to the contract. Assignment of contractual rights and delegation of the performance of contractual duties or conditions. . . . March 30, 1927. 75 p.  
5 Proc. A. L. I. 367.
- Commentaries on contracts. Restatement no. 3. March 30, 1927. 47 p.
- Tentative . . . Contracts. Restatement no. 4. . . . Subject covered:  
Statute of frauds. . . . February 20, 1928. 76 p.  
6 Proc. A. L. I. 346.
- Commentaries on contracts. Restatement no. 4. Prepared by Samuel Williston, reporter. February 23, 1928. 55 p.
- Restatement of the law of contracts. Tentative draft no. 5. . . . Subject covered:  
The scope and meaning of contracts. . . . April 2, 1928. 55 p.  
6 Proc. A. L. I. 367.
- Commentaries on contracts. Tentative draft no. 5. Prepared by Samuel Williston, reporter. April 2, 1928. 11 p.
- Restatement of the law of contracts. Proposed final draft no. 1. . . . Subject covered: Sections 1-177. . . . April 18, 1928. 215 p.  
6 Proc. A. L. I. 312.
- Restatement of the law of contracts. Official draft. Chapter 1-7. Sections 1-177. . . . September 15, 1928. 304 p.
- Restatement of the law of contract. Tentative draft no. 6. . . . Conditions and breach of promise as an excuse for failure to perform a return promise. . . . March 30, 1929. 95 p.
- Explanatory notes on contracts. Tentative draft no. 6. Prepared by the reporter, Samuel Williston. March 30, 1929. 27 p.
- Restatement of the law of contracts. Tentative draft no. 7. . . . Subject covered:  
Breach of contract. . . . March 1, 1930. 36 p.  
8 Proc. A. L. I. 304.
- Explanatory notes on contracts. Tentative draft no. 7. Prepared by Samuel Williston, reporter. March 1, 1930. 32 p.
- Restatement of the law of contracts. Tentative draft no. 8. . . . Subject covered:  
Judicial remedies for breach of contract. Introductory. Damages. . . . January 21, 1930. 83 p.

8 Proc. A. L. I. 304.

Explanatory notes on Section 332, Contracts. Tentative draft no. 8. Prepared by Arthur L. Corbin, reporter for judicial remedies for breach of contract. January 21, 1930. 15 p.

Restatement of the law of contracts. Tentative draft no. 9. . . . Subjects covered: Discharge of contracts. Fraud and misrepresentation. Duress and undue influence. Mistake. . . . March 12, 1931. 232 p.

9 Proc. A. L. I. 283.

Restatement of the law of contracts. Tentative draft no. 10. . . . Subject covered: Continuation of chapter 12. Judicial remedies for breach of contract. Topic C. Restitution. . . . March 17, 1931. 74 p.

9 Proc. A. L. I. 307.

Restatement of contracts. Proposed final draft no. 11. . . . Subjects covered: Impossibility. Illegal bargains. . . . March 28, 1932. 226 p.

10 Proc. A. L. I. 140.

Restatement of contracts. Proposed final draft no. 12. . . . Subjects covered: Continuation of Chapter 12. Judicial remedies for breach of contract. Topic D. Specific performance. Topic E. Election of remedies. . . . March 30, 1932. 127 p.

10 Proc. A. L. I. 140.

Restatement of contracts. Proposed final draft no. 13. . . . Subject covered: Suggested changes of importance in the official and tentative drafts of the restatement of contracts. . . . April 7, 1932. 26 p.

10 Proc. A. L. I. 173.

Restatement of the law of contracts as adopted and promulgated by the American Law Institute, at Washington, D. C., May 6, 1932. St. Paul, American Law Institute Publishers, 1932. 2 v.

### Criminal Justice

Criminal justice—Youth. Proposed final draft no. 1. Youth correction authority act. . . . Subject covered:

Model act creating a youth correction authority prescribing its powers and duties and providing for commitment thereto of convicted persons under twenty-one

years of age at the time of their apprehension. . . . April 10, 1940. 59 p.

17 Proc. A. L. I. 148.

Criminal justice—Youth. Proposed final draft no. 2. Youth court act. . . . Subject covered:

Model act creating a youth court of special personnel and limited jurisdiction for metropolitan and large urban centers. . . . April 10, 1940. 34 p.

18 Proc. A. L. I. 352.

Criminal justice—Youth. Proposed final draft no. 3. Youth court act. . . . Subject covered:

Model act creating a youth court of special personnel and limited jurisdiction for metropolitan and large urban centers. . . . April 30, 1941. 39 p.

Official draft (Second printing). Youth correction authority act. Adopted at the annual meeting of members and at the meeting of the council, May 16-17, 1940. Subject:

Model act creating a youth correction authority prescribing its powers and duties and providing for commitments thereto of convicted persons under twenty-one years of age at the time of their apprehension. June 22, 1940. 42 p.

### Code of Evidence

Code of evidence. Tentative draft no. 1. . . . Subject covered:

Chapter I. General provisions (Rules 1-12).

Chapter II. Qualifications, examination and credibility of witness (Rules 101-128).

Chapter III. Personal privileges (Rules 201-227).

Chapter IV. Non-personal privileges (Rules 301-304). . . . April 18, 1940. 115 p.

Code of evidence. Tentative draft no. 2. . . . Subjects covered:

Chapter I. General provisions (Rules 1-12).

Chapter II. Qualification, examination, and credibility of witnesses (Rules 101-106).

Chapter III. Personal privileges (Rules 201-226).

Chapter IV. Non-personal privileges (Rules 301-304).

Chapter V. Admissibility as affected by

considerations of extrinsic policy (Rules 401-411).

Chapter VI. Expert and opinion evidence (Rules 501-510).

Chapter VII. Hearsay evidence (Rules 601-630).

Chapter VIII. Authentication and consent of writings (Rules 701-703).

Chapter IX. Presumptions (Rules 901-905).

Chapter X. Judicial notice (Rules 1001-1006) . . . March 19, 1941. 230 p.

18 Proc. A. L. I. 84.

Code of evidence. Proposed final draft. . . .  
March 16, 1942. 235 p.

### Federal Income Tax Statute

Tentative draft no. 1, including comments.  
. . . Subject covered:

Gross income and deductions. (Revision of sections 22 and 23, Internal revenue code.) April 15, 1949. 60, 18 p.

Federal income tax statute. Tentative draft no. 2. . . . Subject covered:

Rates of tax. Gross Income. Deductions from gross income. Gains and losses in respect of property. Accounting periods and methods of accounting. May 1, 1950. 264 p.

Federal income tax statute. Tentative draft no. 3. . . . Subject covered:

Cancellation of indebtedness. Measure of gain or loss from sale or other disposition of property. Basis of property. May 15, 1950. 88 p.

### Judgments

Judgments. Tentative draft no. 1. . . . Subject covered:

Chapter 3. Former adjudication.

Topic 1. Principles of res judicata.

Topic 2. Rules applicable to all types of judgments.

Topic 3. Personal judgments.

Topic 4. Judgments in rem.

Topic 5. Judgments quasi in rem.

Topic 6. Declaratory judgments.

March 19, 1941. 171 p.

18 Proc. A. L. I. 382.

Judgments. Tentative draft no. 2. . . . Subject covered:

Chapter 4. Effect of judgments with reference to persons.

Topic 1. Parties and privies.

Topic 2. Persons not parties or privies.

. . . March 19, 1941. 164 p.

18 Proc. A. L. I. 420.

Restatement of judgments. Proposed final draft (Part I) . . . Subject covered:

Chapter 1. General Principles.

Chapter 2. Validity of judgments.

Revision of tentative draft no. 1. . . .  
March 31, 1942. 148 p.

Restatement of judgments. Proposed final draft (Part II) . . . Subject covered:

Revision of tentative draft no. 2. Chapter 5. Equitable relief. . . . March 31, 1942. 101 p.

### Property Act

Property act. Tentative draft no. 1. . . . Subject covered:

Sections 1 to 26, inclusive. . . . April 6, 1937. 22 p.

14 Proc. A. L. I. 342.

Law of property act. Proposed final draft no. 1. . . . Subject covered:

An act to assimilate interests in real and personal property to each other, to simplify their creation and transfer and to protect owners of present and future interests. . . . April 2, 1938. 23 p.

15 Proc. A. L. I. 149

The uniform property act. . . . December 15, 1938. 14 p.

### Property

Restatement of the law of property. Tentative draft no. 1. . . . Subject covered:

Definition of general legal terms. Definition of terms relating to the law of estates. Estates in fee simple. Estates tail, estates in fee simple conditional, and related estates. . . . March 25, 1929. 154 p.

7 Proc. A. L. I. 204.

Explanatory notes on property. Tentative draft no. 1. Prepared by Harry A. Bigelow, reporter for property, and Richard R. Powell, reporter for special topics in property. March 25, 1929. 53 p.

Restatement of the law of property. Tentative draft no. 2. . . . Subject covered:

Estates in fee simple, estates tail, estates in fee simple, conditional and related estates. . . . March 31, 1930. 143 p.

8 Proc. A. L. I. 278.

Explanatory notes on property. Tentative



- draft no. 2. Prepared by the reporter, Richard R. Powell. March 31, 1930. 42 p.
- Restatement of the law of property. Tentative draft no. 3. . . . Subject covered: Estates for life. . . . March 12, 1931. 239 p.  
9 Proc. A. L. I. 78.
- Restatement of property. Tentative draft no. 4. . . . Subject covered: Part III. Future interests.  
Chapter 6. Transferability by conveyance inter vivos.  
Chapter 7. Succession on death.  
Chapter 8. Subjection to the satisfaction of the claims of creditors.  
Chapter 50. Interests of expectant distributees. . . . March 6, 1933. 161 p.  
11 Proc. A. L. I. 117.
- Restatement of property. Tentative draft no. 5. . . . Subject covered: Part III. Future interests.  
Chapter 9. Partition and judicially ordered sales.  
Chapter 10. Protection of future interests resulting from requirements for judicial action binding upon such interests.  
Chapter 11. Protection of future interests as against acts and omissions of the owner of the possessory interest. . . . March 15, 1934. 230 p.
- Restatement of property. Tentative draft no. 6. . . . Subjects covered:  
Chapter 12. Protection of future interests as against acts and omissions to act of persons other than the owner of the possessory interest.  
Chapter 13. Protection of future interests as affected by statutes of limitations and the doctrine of prescription.  
Chapter 14. Ineffectiveness of an interest in its inception and effect thereof upon prior or succeeding interest (Topic A omitted).  
Chapter 15. Termination of an interest as affecting succeeding interests. . . . March 4, 1935. 200 p.  
12 Proc. A. L. I. 220.
- Restatement of property. Proposed final draft. . . . Subject covered: Proposed revisions of Chapters 1-15, originally published in tentative drafts nos. 1-6. . . . March 30, 1946. 422 p.  
13 Proc. A. L. I. 117.
- Restatement of property. Tentative draft no. 7. Subject covered:  
Division III. Future interests.  
Introductory note to part III—Creation.  
Chapter 18. General rules of construction.  
Chapter 26. Powers of appointment and related powers (First part.) March 16, 1937. 168 p.
- Restatement of property. Tentative draft no. 8, group 2. . . . Subjects covered: Division, Servitudes. Easement and profits. Definitions. Creation, prescription, express conveyance. Implication. . . . March 18, 1937. 103 p.  
14 Proc. A. L. I. 265.
- Restatement of property. Tentative draft no. 9, Group no. 1. . . . Subjects covered: Division III. Future interests.  
Chapter 19. Construction of limitations purporting to create remainders or executory interests—Requirement of survival.  
Chapter 20. Construction of limitations purporting to create remainders or executory interests. Death or death without issue.  
Chapter 21. Construction of limitations purporting to create remainders or executory interests. Miscellaneous problems. . . . March 17, 1938. 205 p.  
15 Proc. A. L. I. 229.
- Restatement of property. Tentative draft no. 10, Group no. 2. . . . Subjects covered: Servitudes.  
Easements and profits.  
Chapter 3. Extent.  
Chapter 4. Succession. . . . March 25, 1938. 96 p.  
15 Proc. A. L. I. 337.
- Restatement of property. Proposed final draft no. 2, Group no. 3. . . . Subjects covered: Introductory note to chapter. Suggested amendments of Chapter 26. Powers of appointment, Topics A-E, in tentative draft no. 7. Chapter 26—Powers of appointment, Topics F-I. . . . March 25, 1938. 156 p.
- Restatement of the law of property as adopted and promulgated by the American Law Institute at Washington, D. C. May 13, 1938. Chapter 26. Powers of appointment. [c1938] 228 p.
- Restatement of property. Group no. 1, tentative draft no. 11. . . . Subjects covered: Chapter 22, Class gifts.



Chapter 23. Limitations to heirs, "heirs of the body," "next of kin," "relatives" and to other groups similarly designated. . . . March 17, 1939. 333 p.  
16 Proc. A. L. I. 71.

Restatement of property. Group no. 2, tentative draft no. 12. . . . Subjects covered:

Division —, Servitudes.

Part I. Easements.

Chapter 5. Extinguishment.

Chapter 6. Protection against third persons.

Part II. Licenses.

Chapter 1. . . . April 5, 1939. 82 p.

Restatement of property. Group no. 1, tentative draft no. 13. . . . Subject covered:

Division IV. Social restrictions imposed upon the creation of property interests.

Part I. The common law rule against perpetuities.

Chapter 26. The common law rule against perpetuities—General aspects.

Chapter 27. The common law rule against perpetuities—Applicability to specific types of limitations. (Part).  
Appendix A. . . . April 8, 1942. 169 p.

Restatement of property. Group no. 1, tentative draft no. 14. . . . Subject covered:

Division IV. Social restrictions imposed upon the creation of property interests.

Part I. The common law rule against perpetuities (part). [Chapters 27 (part) and 28.]

Part II. Restraints on alienation. [Chapters 29, 30, and 31.]

Part III. Provisions in restraint of marriage, no contest and allied provisions in wills and miscellaneous restrictions. [Chapters 32, 33, and 34.] . . . March 26, 1943. 243 p.

Restatement of the law of property. Group no. 2, proposed final draft. . . . Subject covered:

Division —, Servitudes.

Part I. Easements.

Chapter 1. Definitions.

Chapter 2. Creation.

Chapter 3. Extent.

Chapter 4. Succession.

Chapter 5. Termination.

Chapter 6. Protection against third persons.

Part II. Licenses.

Part III. Promises respecting the use of land.

Chapter 1. As between original parties.

Chapter 2. Running of burdens.

Chapter 3. Running of benefits.

Chapter 4. Duration, interpretation, discharge and defenses. . . . April 8, 1943. 344 p.

Restatement of property. Group no. 2, proposed final draft no. 2. . . . Subjects covered:

Division V. Servitudes. Extinguishment of easements and restrictions (all matters relating to). Licenses (Revision of certain sections). Promises respecting the use of land (Complete with exception of comment to certain sections). Appendix (Important notes). . . . March 25, 1944. 125 p.

21 Proc. A. L. I. 268.

Restatement of property. Proposed final draft no. 3. Group no. 1. . . . Subjects covered:

Proposed amendments to tentative drafts nos. 7, 9, 11. Introductory note to Part IV. Revision of chapter 50 (Now chapter 24) in tentative draft no. 4. . . . March 30, 1940. 69 p.

17 Proc. A. L. I. 259.

Restatement of property. Group no. 1, proposed final draft no. 4. . . . Subject covered: Division IV. Social restrictions imposed upon the creation of property interest. Revision tentative draft no. 13. Revision tentative draft no. 14. Chapters 35, 36. Restrictions on accumulations. . . . March 25, 1944. 99 p.

21 Proc. A. L. I. 346.

Restatement of property (Group no. 1). Proposed final draft no. 5. . . . Subject covered: Division IV. Social restrictions imposed upon the creation of property interests. Appendix. . . . March 16, 1944. 204 p.

21 Proc. A. L. I. 346.

## Restitution and Unjust Enrichment

Restatement of restitution and unjust enrichment (Quasi Contracts, constructive trusts and kindred matters). Tentative draft no. 1. . . . Subject covered:

Part I. The right of restitution.

Chapter 1. Mistake. . . . March 11, 1935. 312 p.

12 Proc. A. L. I. 283.

Restatement of restitution and unjust enrichment. Proposed final draft. Part I.

The right to restitution, including quasi contractual and kindred equitable relief.

. . . Subjects covered:

Chapter 1. Introductory matters.

Chapter 2. Proposed changes in preliminary draft no. 1.

Chapter 3. Coercion.

Chapter 4. Benefits conferred at request.

Chapter 5. Benefits intentionally conferred without mistake, coercion or request.

Chapter 6. Benefits lawfully acquired which are not conferred by the person claiming restitution.

Chapter 7. Benefits tortiously acquired.

Chapter 8. Rules generally applicable to actions for restitution. . . .

March 4, 1936. 344 p.

13 Proc. A. L. I. 220.

Restatement of restitution and unjust enrichment. Proposed final draft. Part II. Constructive trusts and analogous equitable remedies. . . . Subjects covered:

Chapter 9. General principles.

Chapter 10. Acquisition of an interest in land under an oral agreement.

Chapter 11. Acquisition of property by will or intestacy.

Chapter 12. Acquisition of property by a fiduciary.

Chapter 13. Following property into its product. . . . March 5, 1936. 212 p.

13 Proc. A. L. I. 290.

Explanatory notes on restitution and unjust enrichment, proposed final drafts.

Part I. The right to restitution, including quasi contractual and kindred equitable relief. Part II. Constructive trusts and analogous equitable remedies. Prepared by Warren A. Seavey, reporter of Part I, [and] Austin W. Scott, reporter for Part II. April 7, 1936. 102 p.

## Sales of Land

Restatement of sales of land. Tentative draft no. 1. . . . Subjects covered:

Definitions. Requirements for an enforceable contract for the sale of land.

Contractual obligations. . . . April 5, 1935. 117 p.

12 Proc. A. L. I. 150.

Uniform revised sales act (Sales chapter of proposed commercial code). Proposed final draft no. 1. . . . Joint editorial committee, Institute and National Conference of Commissioners on Uniform State Laws. . . . April 27, 1944. 259 p.

## Security

Restatement of security. Tentative draft no. 1. . . . Subject covered:

Part I. Personal property as security. Chapter 1. Pledges. Topic 1. Nature and requisites of pledge. . . . March 31, 1937.

94 p.

14 Proc. A. L. I. 272.

Restatement of security. Tentative draft no. 2. . . . Subject covered:

Division 1. Personal property as security. Chapter 1. Pledges. Topic 2. Incidents of pledge relationship. Topic 3. Enforcement of a pledge. . . . April 5, 1938.

198 p.

15 Proc. A. L. I. 299.

Restatement of security. Tentative draft no. 3. . . . Subjects covered:

Division I. Personal property as security. Chapter 2. Possessory liens. Division II. Suretyship. Chapter 3. Nature and crea-

tion of suretyship. Chapter 4. Surety and principal. . . . April 19, 1939. 245 p.

17 Proc. A. L. I. 298.

Restatement of security. Tentative draft no. 4. . . . Subjects covered:

Division II. Suretyship. Chapter 5. Surety and creditor. . . . April 4, 1940. 236 p.

17 Proc. A. L. I. 319.

Restatement of security. Proposed final draft. . . . Subjects covered:

Proposed amendments to tentative drafts nos. 2, 3, and 4. Chapter 7. Third party beneficiaries in suretyship. Chapter 8. Official bonds. Chapter 9. Judicial bonds (Bonds in judicial proceedings). . . . March 20, 1941. 182 p.

18 Proc. A. L. I. 253.

## Torts

Torts, restatement no. 1. . . . Subject covered:

Conduct intentionally violating the rights of personality (battery, assault and false imprisonment), and consent thereto. . . . April 5, 1925. 76 p.

3 Proc. A. L. I. 282.

Torts, treatise no. 1 (a) supporting restatement no. 1. . . . Subjects covered:

Conduct intentionally violating the rights of personality (Battery, assault and false imprisonment), and consent thereto. . . . April 20, 1925. 192 p.

Tentative . . . Torts. Restatement no. 2. . . . Subjects covered:

Privileges to commit intentional inva-

- sions of interests of personality. Definitions. Self-defense and defense of third persons. Privileges to commit intentional invasions of personality. Defense of the actor's exclusive possession of real or personal property. . . . March 30, 1926. 107 p.
- Commentaries on torts. Restatement no. 2. Prepared by the reporter, Francis H. Bohlen, in accordance with the direction of the council to facilitate the consideration of the restatements. April 22, 1926. 39 p.
- Tentative . . . Torts. Restatement no. 3. . . . Subjects covered:  
Privileges to commit intentional invasions of interests of personality (Continued). Defense of the actor's interest in retaining possession of real or personal property. Forcible entry. Forcible taking of personal property. Arrest. . . . March 31, 1927. 147 p.  
5 Proc. A. L. I. 347.
- Commentaries on torts. Restatement no. 3. March 31, 1927. 80 p.
- Restatement of the law of torts. Tentative draft no. 4. . . . Subject covered:  
Negligence—General principles. Liability for conditions and use of land. . . . April 6, 1929. 243 p.  
7 Proc. A. L. I. 171.
- Explanatory notes on torts. Tentative draft no. 4. Prepared by the reporter, Francis H. Bohlen. April 6, 1929. 43 p.
- Restatement of the law of torts. Tentative draft no. 5. . . . Subject covered:  
Negligence (Continued). Liability for condition and use of land (Continued). Liability of persons supplying chattels for the use of others. . . . February 17, 1930. 86 p.  
8 Proc. A. L. I. 199.
- Explanatory notes on torts. Tentative draft no. 5. Prepared by Francis H. Bohlen. February 17, 1930. 40 p.
- Restatement of the law of torts. Tentative draft no. 6. . . . Subject covered:  
Part IV. Negligence (Continued). Chapter IV. Liability of employers of independent contractors. . . . March 12, 1931. 92 p.  
9 Proc. A. L. I. 242.
- Restatement of the law of torts. Tentative draft no. 7. . . . Subject covered:  
Part V. Invasion of interests of exclusive possession of land. Chapter 1. Trespass on land. . . . March 30, 1931. 81 p.  
9 Proc. A. L. I. 267.
- Restatement of torts. Tentative draft no. 8. . . . Subject covered:  
Negligence (Continued). Prevention of assistance, gratuitous services and undertaking, and physically dangerous emotional disturbances. The causal relation necessary to responsibility for negligence. Cause and rules limiting liability. . . . April 2, 1932. 116 p.  
10 Proc. A. L. I. 254.
- Restatement of torts. Tentative draft no. 9. . . . Subject covered:  
Part V. Invasions of interests of exclusive possession of land. Chapter 2. Privileges to enter or remain on land. Topic A. Privileges arising out of a transaction between the parties of their predecessors. Title 1. Consent. Title II. Privileges based on past consent (Irrevocable license). Title III. Privileges derived from the actor's interest in the land. . . . March 21, 1932. 68 p.  
10 Proc. A. L. I. 276.
- Restatement of torts. Tentative draft no. 10. . . . Subject covered:  
Chapter 8. Contributory negligence. Topic A. General principles. Topic B. When a bar to action against negligent defendant. Topic C. When no bar to action. Topic D. Contributory negligence of third persons. Imputed negligence. Topic E. Failure to control conduct of third persons. . . . January 24, 1933. 88 p.  
11 Proc. A. L. I. 213.
- Restatement of torts. Tentative draft no. 11. . . . Subject covered:  
Part V. Invasion of interests of exclusive possession of land. Chapter 2. Privileges to enter or remain on land. Topic B. Privileges arising irrespective of any transaction between the parties. Topic C. Effect of actor's misconduct. Topic D. Collateral privileges of one entering land under authority of law. . . . March 15, 1933. 152 p.  
11 Proc. A. L. I. 247.
- Restatement of torts. Proposed final draft no. 1. . . . Subjects covered:  
Volume I. (Intentional harms). Division I. A complete table of contents for vol-

ume I. Division II. A new chapter containing definitions. Division III. Revisions and additions to tentative drafts nos. 1, 2, and 3. New Chapter 11. Causation necessary to liability for intended invasions of interests of personality and property. Division IV. Chapter 8. Intended invasions of interests in the present and future possession of chattels. Chapter 9. Privilege intentionally invade interests in present and future possession of chattels. Division V. Revisions and additions to tentative drafts nos. 7, 9, and 11. . . . April 4, 1934. 360 p.

Restatement of torts. Proposed final draft no. 2. . . . Subject covered: Volume II. Negligence: Revision of tentative drafts nos. 4, 5, 6, 8, and 10. . . . April 6, 1934. 93 p.

Restatement of torts. Tentative draft no. 12. . . . Subjects covered: Part 1. Chapter 20. Absolute liability. Part 2. Chapter 100. Defamation (Invasions of interest in reputation). . . . March 7, 1935. 168 p.  
12 Proc. A. L. I. 311.

Restatement of torts. Tentative draft no. 13. . . . Subjects covered: Part 1. Chapter 21. Misrepresentation and non-disclosure. Part 2. Chapter 101. Defenses to actions for defamation. Chapter 102. Burden of proof and function of judge and jury. Chapter 103. Measure of damages. . . . March 2, 1936. 237 p.  
13 Proc. A. L. I. 332.

Restatement of torts. Tentative draft no. 14, Group no. 2. . . . Subjects covered: Division—Invasion of "natural rights" in land. Chapter 300. Invasions of interests in the support of land and of artificial additions thereon. Topic 1. Liability lateral support. Topic 2. Liability for withdrawing subjacent support. Chapter 301. Invasions of interests in the private use of waters. Topic 1. Watercourses and lakes. Invasions of one's interest in the private use of waters in watercourses and lakes by another's private use thereof. . . . March 15, 1937. 134 p.  
14 Proc. A. L. I. 253.

Restatement of torts. Proposed final draft no. 3. . . . Subjects covered: Revision of tentative draft no. 12. Revision of tentative draft no. 13. Invasions of interests in

the vendibility of property by disparagement. Interest in freedom from unjustifiable litigation. . . . April 9, 1937. 208 p.

14 Proc. A. L. I. 73.

Restatement of torts. Tentative draft no. 15. . . . Subject covered: Protection of interests in domestic relations. . . . April 23, 1937. 74 p.  
14 Proc. A. L. I. 205.

Restatement of torts. Tentative draft no. 16, Group no. 2. . . . Subjects covered: Division —. Invasions of interests in land other than by trespass. Chapter —. Invasions of interests in the private use and enjoyment of land (Private nuisance). . . . March 25, 1938. 86 p.

Restatement of torts. Tentative draft no. 17, Group no. 3. . . . Subject covered: Division —. Interference in business. Chapter —. Interference in business by trade practices. Topic 1. The privilege to engage in business. Topic 2. Passing off, infringement of trademark or trade name and imitation of appearance of goods. Titles A to E. . . . March 21, 1938. 186 p.  
15 Proc. A. L. I. 73.

Restatement of torts. Proposed final draft no. 4, Group no. 1. . . . Subject covered: Chapter 30. Protection of interests in domestic relations. (Revision.) . . . March 31, 1938. 50 p.

Restatement of torts. Tentative draft no. 18, Group no. 3. . . . Subject covered: Division —. Interference in business relations. Chapter —. Interference with business by trade practices. Topic 2. Passing off, infringement of trade mark or trade name and imitation of appearance of goods. Title F. Transferability of trademarks or trade names. . . . May 2, 1938. 19 p.  
15 Proc. A. L. I. 73.

Restatement of torts. Group no. 5, Proposed final draft no. 8. . . . Subject covered: Damages. . . . March 16, 1939. 167 p.  
16 Proc. A. L. I. 298.

Restatement of torts. Group no. 6, Proposed final draft no. 9. . . . Subject covered: Contributing tortfeasors (§§ 1-12). Defenses (§§ 13-20). Events which may terminate a cause of action for a tort

(§§ 21-25). Tortious conduct not previously dealt with (§§ 26-35). . . . March 16, 1939. 155 p.  
16 Proc. A. L. I. 315.

Restatement of torts. Group no. 3, Proposed final draft no. 6. . . . Subject covered:

Division 9. Interference in business relations. Part 1. By trade practices (Continued). Chapter 36. Miscellaneous trade practices. Part 2. By refusal, and inducing refusal, to deal. Chapter 37. Refusal to deal and inducing refusal to deal or breach of contract—In general. Chapter 38. In labor disputes. . . . April 4, 1939. 231 p.  
16 Proc. A. L. I. 130.

Restatement of torts. Group no. 4, Proposed final draft no. 7. . . . Subject covered:

Injunctions. . . . April 10, 1939. 98 p.  
16 Proc. A. L. I. 269.

Restatement of torts. Group no. 2, Proposed final draft no. 5. . . .

Division —. Invasions of interests in land other than by trespass. Chapter 1. Invasions of interests in the support of land and of artificial additions thereon. (As printed in torts (Group 2) tentative draft no. 14, Chapter 300.) Chapter 2. Invasions of interests in the private use and enjoyment of land (Private nuisance). Topic 1. Elements of liability. Topic 2. Intentional invasions. Revision of torts (Group 2) tentative draft no. 16. Topic 3. Invasions resulting from the pollution of waters, or from interferences with the flow of water. Topic 4. Persons liable for invasions of another's interests in the use and enjoyment of land. Chapter 3. Invasions of interests in the private use of waters (Including questions of riparian rights). Topic 1. Definitions. Topic 2. By conduct other than another's use of such waters. Topic 3. Watercourses and lakes. Revision of torts (Group 2) tentative draft no. 14. Chapter 301. Topic 4. Subterranean waters. Topic 5. Surface waters. . . . April 11, 1939. 147 p.  
16 Proc. A. L. I. 336.

### Tortfeasors Act

Contribution among tortfeasors act. Tentative draft no. 1. . . . Subject covered: An act concerning distribution among tortfeasors, release of tortfeasors, proce-

dures enabling recovery of contribution. . . . March 31, 1938. 37 p.  
15 Proc. A. L. I. 346.

Contribution among tortfeasors act. Proposed final draft no. 1. . . . Subject covered:

Contribution among tortfeasors. . . . April 24, 1939. 22 p.  
16 Proc. A. L. I. 347.

### Trusts

Restatement of the law of trusts. Tentative draft no. 1. . . . Subjects covered: Definitions and distinctions. The creation of a trust. The trust property. The trustee. The beneficiary. . . . March 10, 1930. 211 p.  
8 Proc. A. L. I. 344.

Explanatory notes on trusts. Tentative draft no. 1. Prepared by Austin W. Scott, reporter. March 10, 1930. 30 p.

Restatement of the law of trusts. Tentative draft no. 2. . . . Subjects covered:

Transfer of the interest of the beneficiary. The administration of the trust—relations between trustee and beneficiary. Topics A and B. . . . March 17, 1931. 140 p.  
9 Proc. A. L. I. 312.

Restatement of trusts. Tentative draft no. 3. . . . Subject covered: The administration of the trust (Continued). Topic C. Powers of the trustee. Topic D. Remedies of the beneficiary and liabilities of the trustee. . . . March 22, 1932. 186 p.  
10 Proc. A. L. I. 290.

Restatement of trusts. Tentative draft no. 4. . . . Subjects covered: The administration of the trust (Continued). Liabilities to third persons. . . . February 2, 1933. 270 p.  
11 Proc. A. L. I. 169.

Restatement of trusts. Tentative draft no. 5. . . . Subjects covered: Liabilities of third persons. The termination and modification of the trust. Charitable trusts. . . . March 31, 1934. 377 p.

Restatement of trusts. Proposed final draft. . . . Subjects covered: Part I. Revision of tentative drafts nos. 1 to 5. Part II. Chapter 12. Resulting trusts. . . . March 1, 1935. 396 p.  
12 Proc. A. L. I. 93.



**EXCERPTS FROM MINUTES OF THE MEETING OF THE EXECUTIVE BOARD OF THE AMERICAN ASSOCIATION OF LAW LIBRARIES, HELD ON FRIDAY, DEC. 29, AND SATURDAY, DEC. 30, AT THE EDGEWATER BEACH HOTEL, CHICAGO, ILLINOIS**

The Mid-Winter Meeting of the Executive Board of the American Association of Law Libraries was held on the evening of Friday, Dec. 29, and the morning of Saturday, Dec. 30, at the Edgewater Beach Hotel, Chicago, Illinois. The necessary quorum was present, consisting of Jean Ashman, Law Librarian, U. S. Railroad Retirement Board Library, the President, presiding; George A. Johnston, Law Society of Upper Canada, President-Elect; William R. Roalfe, Northwestern University Law Library, as Proxy for Helen Newman, the Library of the United States Supreme Court, Past-President; Mrs. Marian G. Gallagher, University of Washington Law Library; and Margaret E. Coonan, New Jersey Bureau of the Law Library, Secretary.

Harrison M. MacDonald, New Mexico Law Library, Editor of the *LAW LIBRARY JOURNAL*, was also present.

The agenda included ratification of certain expenditures and recording of the Board's selection of Miss Iris Azian as Executive Editor of the *Index to Legal Periodicals*, and Miss Maloney as Assistant Executive Editor.

The Treasurer's report of Association finances to Dec. 15, 1950, and statement on the Index Fund were read and the Board ratified the Treasurer's action in transferring \$5,000 of Association funds to an account in the

Interstate Building Association of Washington, D. C.

A report by Harrison MacDonald on the advisability of purchasing an Addressograph machine for the Association resulted in the Board's decision that the savings were not sufficient to justify the expense of the initial purchase.

A discussion of classes of membership in the Association and their relation to law librarians retiring from the law library field occurred. The Board referred this matter to the Committee on Revision of the Constitution and By-Laws for consideration.

Possible fruits of the work of the newly created Committee on Law Cataloging were outlined and the President announced the selection of Francis Farmer, University of Virginia Law Library, as Chairman of the Committee.

The choice of format and possible printing costs entailed in producing a pamphlet giving information on the Association and its work were considered. As a result, the Secretary was instructed to obtain prices from printers so that a choice could be made by the Board based on the expense involved.

A letter to William B. Stern, Foreign Law Librarian, Los Angeles County Law Library, from Dr. Jacob ter Meulen, Director-Librarian of the



Library of the Palace of Peace at The Hague, was introduced. The letter raised the question of the desirability of an international meeting of law librarians in the Peace Palace in the summer of 1952. The possibility that the United States Department of State might find such an international meeting related to some of its program resulted in the selection of an Association member to make inquiry in the matter and report to Mr. Stern and President Ashman.

A discussion of the proposed Panel and Question Box form of program for the forthcoming Boston meeting of the Association followed, with announcement that a General Meeting was scheduled for the discussion of the Index Fund and Subject Headings of the Index to Legal Periodicals. Presi-

dent-Elect Johnston asked for suggested problems for topics under the title, "The Relation of Law Book Dealers to Law Librarians."

Dates of the Association's 1952 Toronto, Canada, meeting were recorded as July 7-10, inclusive.

After the business of the Board was transacted its members were guests of the Chicago Association of Law Libraries at a luncheon where the Chapter President, Francis J. Rooney, Librarian of the Loyola University Law Library, Chicago, presided. The luncheon was attended by a large group of the Chicago Association's members and of members of the American Association of Law Libraries who were in Chicago attending the Annual Meeting of the Association of American Law Schools.

**TENTATIVE PROGRAM—BOSTON MEETING****AMERICAN ASSOCIATION OF LAW LIBRARIES  
HEADQUARTERS—COPLEY PLAZA HOTEL****MONDAY, JUNE 25, 1951**

- 9:00 A. M.-11:30 A. M.: Registration—Copley Plaza Hotel  
12 Noon-2:00 P. M.: Luncheon—Copley Plaza Hotel  
Greetings: Deans of Law Schools—Boston College, Boston University, Northeastern University  
2:00-3:30 P. M.: First General Meeting—Copley Plaza Hotel  
3:30-5:00 P. M.: Visits to State Library, State House, Beacon Hill, and Social Law Library, Court House, Pemberton Square  
8:00-10:00 P. M.: Second General Meeting—Copley Plaza Hotel

**TUESDAY, JUNE 26, 1951**

- 9:30-11:30 A. M.: Third General Meeting—Copley Plaza Hotel  
11:30 A. M.-5:00 P. M.: Leave Copley Plaza Hotel by way of Gray Line busses for luncheon at The Wayside Inn in Sudbury, and sightseeing tours to Concord, Lexington, and Bunker Hill  
8:00-10:00 P. M. Panel discussion or meeting—Copley Plaza Hotel

**WEDNESDAY, JUNE 27, 1951****HARVARD DAY**

- 9:15 A. M.: Gray Line busses to Cambridge, by way of residential sections, Back Bay, and Brookline  
10:00 A. M.-12:00: Visits to Harvard Libraries—Lamont, Houghton, Widener, Peabody Museum Glass Flowers  
12:00-1:00 P. M.: Luncheon—Harvard Graduate Commons or Harvard Yard  
1:00-2:00 P. M.: Visit to Harvard Law School  
2:00-4:30 P. M.: Meeting—Court Room Langdell Hall. Greetings: Provost of Harvard University and Dean of Harvard Law School. Committee Reports. Busses back to Boston at 4:30.  
6:00-7:30 P. M.: Cocktail reception at Copley Plaza Hotel  
7:30 P. M.: Banquet, Copley Plaza Hotel. Speaker: Judge Raymond S. Wilkins, Massachusetts Supreme Judicial Court. Report of Nominating Committee. Election and installation of new officers

**THURSDAY, JUNE 28, 1951**

- Pilgrim Adventure—All-day trip to Provincetown on Steamship "Holiday"  
9:15 A. M.: Busses leave Copley Plaza for wharf  
10:00 A. M.: Steamship "Holiday" leaves for Provincetown  
12:00-1:30 P. M.: Luncheon on board steamship  
1:30 P. M.: Arrive Provincetown  
1:30-4:30 P. M.: Three hours to see the town, to visit Pilgrim Monument, to drive over the dunes, to swim in the Atlantic Ocean. Staterooms for bathers on board steamship  
4:30 P. M.: Leave Provincetown. Dining room open during trip to Boston  
7:30 P. M.: Arrive Boston. Taxis on your own, or subway (15¢ fare)—Enter subway at State Street, change at Scollay Square for Copley Station to hotel

POST CONVENTION TOURS SUGGESTED

*Friday, Saturday, Sunday—June 29-July 1*

Special reduced rates have been made available by the Boston Gray Line for members of the American Association of Law Libraries

Tour 1—One-day tour. *The North Shore to Gloucester*, 10:00 A. M. to 5:00 P. M.  
Regular fare \$7.76. Special to members \$5.00. Includes luncheon. No minimum number required. Trip made every day.

Tour 2—One-day tour. *South Shore, Plymouth Rock*, 10:00 A. M. to 5:00 P. M.  
Regular fare \$7.76. Special to members \$5.00. Includes luncheon. No minimum number required. Trip made every day.

Tour 3—Two-day tour. *Cape Cod*.

*First day:* Leave Boston at 9:30 a. m., visiting Quincy, home of the Presidents, viewing the South Shore Towns of Hingham, Cohasset, Scituate, Marshfield, Duxbury, and Plymouth. Sightseeing in Plymouth, and with lunch provided at Plymouth Rock Hotel. After lunch we motor to the Cape Cod Canal, and then on to Falmouth, where overnight stop is made at the Column Terrace Inn, room and meals provided.  
*Second Day:* After breakfast motor through Cape Cod towns among which are Hyannis and Chatham, to arrive in Provincetown, for luncheon. After luncheon sightseeing around Provincetown, and then motor along the North Shore of the Cape, arriving in Boston about 6 P. M.

The cost on this Tour will be: \$30 per person—two in a room; \$32.50 for single room accommodation. It will be necessary to have a minimum of 25 persons in order to make the operation of the trip practical.

Tour 4—Three-Day *White Mountain Tour*.

*First Day:* Leave Boston 9:30 A. M. in deluxe Astraview motor-coaches of the Gray Line, for ride through the Merrimac Valley to Concord, New Hampshire, the capital city, where lunch will be provided at the Eagle Hotel. After lunch motor through the foothills of the White Mountains, past Newfound Lake, to North Woodstock, New Hampshire. Rooms with bath and meals provided at the Alpine Hotel.

*Second Day:* The day will be spent touring the Franconia Notch, visiting Echo Lake, the Flume, the Old Man of the Mountains, with an opportunity to ride the tramway to the top of Cannon Mountain at additional expense, thence to Bretton Woods where lunch will be provided at the Mount Washington Hotel. After lunch, we will tour the famous Crawford Notch, thence through the State of Maine to Portland where rooms with bath and all meals will be provided at the Eastland Hotel.

*Third Day:* After breakfast our motorcoaches will proceed along the Maine beach resort coast, covering Old Orchard, Wells, Ogunquit, and York Beaches. Lunch will be provided at the Rockingham Hotel in Portsmouth. After lunch, motorcoach will proceed along the coast line of Massachusetts, taking Gloucester, the exclusive North Shore resort colonies of Magnolia, Manchester-By-The-Sea, and Beverly, thence to the quaint city of Salem, and picturesque Marblehead and Lynn, arriving in Boston about 6 P. M.

The cost of this Tour will be: \$45—two in a room; \$49—for single accommodations. It will be necessary to have a minimum of 25 persons in order to make the operation of the tour practical.

**"An Invitation to Boston"**

A book with this title written by Agnes C. Lyons and published in 1947 has an interesting subtitle which reads as follows: "A Merry Guide to her (Boston's) past, present, and future

which Daniel Webster, among others, places as forever."

This year a sincere invitation is extended to Law Librarians who come to Boston during the week of June 25. The attractions of Boston are

numerous, and Bostonians are great boosters for the local scene which in summer includes all of New England.

Before you come to Boston you ought to have a motive. One certainly can be found in the discussions provided by the program. If this is not enough, certainly for many it will provide an opportunity to return to the scenes of one's youth. Or another may be overwhelmed by the privilege of attending Harvard University, even for a day. Next, as an incentive are the pilgrimages which can be made to Lexington and Concord, Salem, Plymouth, and Provincetown. Then, there is the day on the Atlantic Ocean which we have ventured to call a "Plymouth Adventure" because it will take you to the first landing place of the Pilgrims. By all means, before you come, read the book under this title by Ernest Gebler.

There are, of course, other books about Boston recommended for light or lofty reading. Top on this list is "The Proper Bostonians" by Cleveland Amory, followed closely by "Boston Landmarks" by Mark A. De Wolfe Howe, and "The Boston Book" by Arthur Griffin and Esther Forbes. And mention of Esther suggests that you might try her "Paul Revere and the World He Lived in." Patriotism just oozes out of buildings and people. For these try John Jennings' "Boston, Cradle of Liberty." If you want to cover more territory try "Blue Water Men and other Cape Codders" by Katharine Crosby, and "Old New England" by Barrows Mussey. The idea is that if you read up well on Boston before you come here you will

have just that much more time for doing things.

Did somebody say "What will I wear"? Boston, during the week of June 25 promises to be ideal for summer clothes. Sometimes it can be midsummerish, and sometimes we have rapid changes in temperature. Always downward when it is hot. Hot with us is 90 degrees; normal is 70. No rain has been ordered for the duration. Rainy days in June are few, and those seem to coincide with the Harvard commencement. When the east wind blows, or on the boat trip to Provincetown, a top coat will be needed. Our east wind is an occasional, not a prevalent wind. When it blows it acts as an airconditioner for the entire city of Boston.

The members of the Local Committee are active in the New England Chapter, and they come from all of the New England states. They join with me in extending this invitation with the hope that in coming to Boston you will have the time and inclination to visit Maine, New Hamp-

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European Plan.

shire and Vermont, Rhode Island and Connecticut.

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Hotel reservations may be made directly to the hotel. Won't you please consider that this invitation was meant for you and help us to make this meeting a great success.

### Report of the Nominating Committee 1950-51

Pursuant to Article III, Section 1 of the By-Laws of the American Association of Law Libraries as amended July 28, 1950, I hereby notify the membership of the Association of the Report of the Nominating Committee which I have this day received together with the written acceptance of the candidates:

For President—George A. Johnston, Librarian of the Law Society of Upper Canada, Osgoode Hall, Toronto, Canada

For President-Elect—Forrest Drummond, Librarian of the Los Angeles County Law Library, 703 Hall of Records, Los Angeles 12, California

For Secretary—Margaret E. Coonan, Librarian, New Jersey Law Library, State House Annex, Trenton, New Jersey

For Treasurer—Elizabeth Finley, Librarian, Covington Burling, Rublee, O'Brian & Shorb, 701 Union Trust Building, Washington 5, D. C.

For the Executive Board (one to be elected) — Miss Helen Hargrave, Law Librarian of the University of Texas, Austin, Texas; Miss Ethel Kommes, Law Librarian, Minnesota State Library, St. Paul, Minnesota

Sidney B. Hill, Librarian of the Association of the Bar of the City of New York and Chairman of the Nominating Committee, expressed appreciation for the coöperation of the Committee members: Florence R. McMaster, University of Indiana Law Library, Indianapolis Division; Marie Russell, Kansas State Library, Tokepa, Kansas; Helen A. Snook, Detroit Bar Association Library, Detroit 26, Michigan; Eda A. Zwinggi, University of Iowa Law Library, Iowa City, Iowa.

Respectfully submitted to the membership, March 9, 1951.

JEAN ASHMAN, *President*

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Greenwood Law Library  
Washburn Municipal Univ.  
Topeka, Kansas  
(Succeeds Mrs. Elizabeth Bowers)

BLAIR, Dorothy F. (Inst.)  
Detroit Bar Assn.  
Detroit, Michigan  
(Succeeds Margaret L. Gardner)

BORGESON, Earl C. (Inst.)  
Los Angeles County Law Library  
703 Hall of Records  
Los Angeles, California  
(Succeeds Herman Beyer)

BOSE ( Mrs. Ajay K. (Ind.)  
Harvard Law School  
Cambridge, Massachusetts  
(Formerly Margaret L. Logan)

BOWERS, Mrs. Elizabeth (Ind.)  
Creighton University Law Library  
Omaha, Nebraska  
(Succeeds Mary Ruth Booth)

BROAD, Georgina (Inst.)  
Law Society of Upper Canada  
Osgoode Hall  
Toronto 1, Canada  
(Added Aug. 1950)

BROWN, George (Ind.)  
Mayer, Meyer, Austrian & Platt  
Chicago, Illinois  
(Resigned July 1950)

BRUNNER, R. Maurine (Ind.)  
New Hampshire State Library  
Concord, New Hampshire  
(Formerly inst. member, Missouri Supreme Court Lib.)

BRYJA, Charlotte (Inst.)  
Loyola University School of Law  
820 N. Michigan Avenue  
Chicago 11, Illinois  
(Added Oct. 1950)

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Cincinnati, Ohio  
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Stanford University Law Library  
Stanford University, California  
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Equitable Life Assurance Soc.  
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245 Whitney Ave.  
New Haven 11, Connecticut  
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### BOOK REVIEWS

*The Growth of American Law, The Law Makers*, by James Willard Hurst, Little, Brown & Company, Boston, 1950. Pp. vi, 502. \$5.50.

*The Growth of American Law* as stated in its prefatory note, outlines the principal agencies of law in the United States. The period covered is from 1790 to 1940.

The viewpoint is primarily that of a professional interest in law as an instrument of social values.

The order of the book shows the order in which the agencies discussed took position of leadership in successive periods of our history.

The Constitution makers are not first discussed as might seem logical to expect. The growing-point of our law was first in the legislature and then the courts. The last to make its full weight felt was the executive branch, including administrative agencies.

The study is not chiefly from original sources, but from scattered materials.

Beginning with 1790, the legislature stood out as the first agency which exercised broad creative influence in our law, probably from 1750

to 1830. Throughout the history of the United States, the legislature has played a large part in policy-making and enforcement, but the author thinks the legislature has not quite lived up to expectations. Potential promises were not fulfilled. Much of the initiative has now passed to the courts and administrative agencies.

Beginning with 1820, the judges began to take the initiative in law-making in the United States. Anticipating the leadership of the executive and administrative agencies, the courts built up the common law in the United States,—a body of judges made doctrine to take care of the people's public and private affairs.

The Federal and the State courts are discussed in some detail and a look is taken at the Bar which arose to prominence simultaneously with the courts. The author thinks that the judges have generally been accorded credit in law-making far out of proportion to their real contribution and that with the decline of the common law in favor of the statutes that has taken place in the last half-century, this contribution has drastically decreased.

The author next discusses the Con-

stitution-making process. He states that during the respective periods of command, legislature and courts controlled the making of constitutional law. Both legislature and judicial practice and philosophy shape the working content of constitutional law. On the other hand, the constitution-making provisions had a character of its own. The people in both nation and state insisted that their government rest on written constitution. This idea stemmed from certain political ideas that were strong at the start of our national life.

The constitution of the nation grew less out of accepted ideas than from the practical need to put into tangible form an agreement on the terms of which we should carry out what was a very new sort of venture.

There is a chapter devoted to the Bar. Popular opinion, says the author, has consistently accorded the lawyers a separate character, more often than not an unflattering one. The lawyers early took a prominent place in the affairs of the country, but in later years the influence of the Bar waned. In 1934, Mr. Justice Stone said "The Bar has not maintained its traditional position in public influence and leadership." The reason for the loss of leadership may be the conservatism of the lawyers as a class. They opposed such innovations as married woman's property rights, homestead laws, woman's suffrage, etc. They also opposed health and welfare legislation. By their profession, lawyers are immersed in an attempt systematically to order social relations. It is a working environment inheritably conserva-

tive in that it seeks regularity and predictability in affairs.

In the profession's golden age of public leadership from 1765 to 1830, there were found qualities of independence of judgment, pride in the responsibility and dignity of legal counselling, and the shaping of social institutions, such as were not manifested with equal vigor later on. A more ambiguous tone became evident later. Lawyers were too absorbed in the interest of their corporate clients.

Viewing the lawyers as of today, it might appear that for a century, the Bar had not fulfilled the constructive role open to it. It may appear that lawyers had been too preoccupied with law as a game or an instrument for private ends.

There lastly is discussed the executive. At first, the executive was not relished by the colonists. The legislature was the people's branch of government. It championed the home viewpoint. The executive was viewed as a symbol of objectionable policies imposed on them by a remote superior. But gradually, as the legislature and then the courts were not responsive to the will of the people, they looked to the executive and with the rise of the executive into power, came administrative law.

The clock runs faster now than it did 100 years ago. The implication and effect of an inefficient legal setup frequently calls for faster remedies than those supplied by a traditional trial and error method. These are supplied by the executive and the administrative agencies and seem to meet the modern need of the people in

their perplexities in this modern age.

The book is a highly important work. The author makes well and clearly his points. It is to be hoped that he will delve further into the growth of agencies of law in the United States. He has shown his unique qualifications for such a job.

LAURIE H. RIGGS  
Baltimore Bar Library

MINIMUM STANDARDS OF JUDICIAL ADMINISTRATION, by Arthur T. Vanderbilt. Published by The Law Center of New York University for The National Conference of Judicial Councils.

The name of the eminent jurist who edits this volume, Chief Justice Arthur T. Vanderbilt of the Supreme Court of New Jersey, gives ample assurance of its excellence in the field of judicial reform covered. One can not study its several chapters and fail to feel the force of an early statement in the introduction: "Manifestly judicial reform is no sport for the short-winded or for lawyers who are afraid of temporary defeat." The long and, often times, disheartening struggle for judicial reform finally led the Committee on Improving the Administration of Justice of American Bar Association to urge publication of a book which would disclose to lawyers, as well as laymen, the progress being made in each state in meeting "the minimum practical standards of judicial administration of the American Bar Association."

Work conducive to this object by the several bodies and individuals to

which and to whom committed resulted in questionnaires being submitted to State Reporters secured by Junior Bar Conference in the various states and a tabulation of the returns to these questionnaires from the forty-eight states. These returns were summarized. The several chapters of the book were prepared after these summaries were completed. A mere recital of some of the chapter headings demonstrates the essentially informative and practical data afforded for determining to what extent each state is moving forward in this matter of judicial reform. For instance, Chapter I is entitled "Judicial Selection, Conduct and Tenure"; Chapter II, "Managing the Business of the Courts"; Chapter III, "Rule-Making-The Regulation of Procedure"; Chapter V, "Pretrial Conference"; Chapter VIII, "The Law of Evidence"; Chapter IX, "Appellate Practice"—to list only six of the ten chapters.

The book simply records, as stated by the editor in his introduction to the volume, "whether or not—or in what degree—each state is complying with the standards of judicial and procedural reform accepted by the American Bar Association." The reasoning which led the Association to adopt its several recommendations may be ascertained by turning to the appropriate sections of the seven committee reports printed in an appendix to the volume. The book is rendered of greater helpfulness by a series of sixty-two maps included in it, thus enabling the lawyer or layman, by reference to them, to determine just how his state stands in

relation to every other state as to each recommendation, and disclosing, also, the extent to which each has accepted or failed to accept every minimum, practical standard of judicial administration.

The reading and careful study of this book should add a great impetus to judicial reform in the several states and more especially intensify efforts

in states which thus far have failed to accept certain of the recommendations to do so, thereby bringing themselves abreast of their more aggressive and forward looking sister states in this great endeavor.

DANIEL K. SADLER

Justice of the  
Supreme Court of New Mexico

## CURRENT COMMENTS

### James Carson Baxter

The retirement of James C. Baxter, librarian of the Philadelphia Bar Association's Law Library, after 59 years of continuous service, was announced on October 30, 1950.

Jim Baxter was President of the American Association of Law Libraries in the year 1937-38.

The following article in *The Shingle* for December, 1950, is here reproduced in full. It so well reflects the affection and esteem shared by the members of this Association that we could do no other.

### WELL EARNED LEISURE

The cover portrait and leading article in *The Shingle* for November, 1941, paid tribute to a distinguished and beloved figure at the Philadelphia Bar. James Carson Baxter was celebrating a "Golden Jubilee of Service" to our Association, a service which began on June 1, 1891, with his appointment as a 16-year-old page boy in our library, then located in the Athenæum Building on Sixth Street. It ended officially on October 30, 1950,

when he announced his retirement as custodian, almost the godfather, of one of the leading law libraries in the country.

*The Shingle* takes a signal pleasure in again saluting one who has not only devoted a long and useful career to the upbuilding of the Philadelphia Bar Association and its library, who has not only taken an active interest in *The Shingle* itself and contributed several articles to its pages, but who has also endeared himself in a very personal way to all who knew him and worked with him during those 59 fruitful years.

It was during Mr. Baxter's tenure that our library grew from its comparatively modest 25,000 volumes in 1891 to its present total of nearly 120,000. It was under his watchful guidance that we developed the collection of rare early common law sources including the Year books from Edward I to Henry VIII with the Selden Society parallel translations. Almost equally rare would be a question concerning the history, affairs or personnel of the Association or the



library or the general literature of the law that "Jim" could not and would not cheerfully answer out of his head.

Now that he is enjoying a well earned leisure we hope and expect to see him often in his familiar haunts around Room 600, beside the chair at the quarterly meetings and at the monthly confabs of the editorial staff. When his successor takes office we do not doubt but that the wisdom and guidance of the "elder statesman" will always be sought and will always be appreciated. And two years hence we will look for him to take an honored part in the sesqui-centennial celebration of the Association that he served so faithfully for over one third of its history.

In announcing the retirement, Owen B. Rhoads, chairman of the Board of Governors, and Arthur Littleton, Chancellor of the Philadelphia Bar Association, said in part:

"Mr. Baxter's retirement is a great loss to our bar, and to the Law Library.

"Three generations of Philadelphia lawyers came to Mr. Baxter for help in their professional pursuits, and it always was given graciously and intelligently. He was a walking encyclopedia of legal information. He numbered among his friends all of the judges of our courts for the past half century, the deans and faculty of our law schools, and the leading figures of our bar.

"Although a fully qualified attorney, he early became absorbed in legal bibliography and library management and made it his life work.

"The Law Library, one of the finest

in the world, is in many respects a monument to his efforts. He was especially interested in the foreign law section which he was instrumental in inaugurating, and which now ranks third in the country.

"The Board of Governors expresses the hope that he will enjoy a well deserved rest from the labors of a job well done."

We are glad to learn that Jim is well on the road to the recovery of his health, and hope to see him at our next Annual Meeting in Boston.

---

**Arthur Sydney Beardsley**  
**1889-1950**

Born July 21, 1889, at Aberdeen, Grays Harbor County, Washington; died October 6, 1950, at Seattle, Washington. Was the son of Orville and Matilda (Rundell) Beardsley. Married Charlotte Wallace, August 17, 1921; one child, Wallace R. Beardsley. Dr. Beardsley was educated in the public schools of Washington, graduated from Ellensburg Normal School, Ellensburg, Washington, and taught four years in the high schools of the state of Washington, 1911-15. Received his degrees from the University of Washington, LL.B., 1918, B.S. (Library Science), 1924, A.M., 1925, Ph.D., 1928. Admitted to bar, Washington State, June 26, 1918. Was librarian at Camp Lewis (now Fort Lewis) library, Fort Lewis, Washington, 1919-22; librarian Puget Sound Navy Yard, 1918-19; Law Librarian, University of Washington, 1922-44; lecturer in law, 1925-32; associate pro-

fessor of law, 1932-37; professor of law, 1937-44, University of Washington. Taught Legal Bibliography, Use of Law Books, Brief Making. He also taught English Constitutional History at the University of Washington, 1931-32.

Was president of the American Association of Law Libraries, 1939-40, and a member of the Washington State Bar, Seattle Bar Association, Pacific Northwest Library Association, Washington Library Association, American Association of Law Libraries, American Library Association. He belonged to Lambda Chi Alpha, Phi Beta Kappa, Square and Compass, Order of the Coif, Pi Gamma Mu, Pi Sigma Alpha, Delta Theta Phi, and was a member of the F. & A. M. Scottish Rite 32nd degree (Masonic Order). He was also a Baptist, and in politics, a Republican.

Dr. Beardsley was intensely interested in education for librarianship. He inaugurated the courses at the University of Washington leading to a degree in law librarianship.

He was a scholar, and was Washington's best authority on local legal history. At the time of his death his *Bench and Bar of the State of Washington* was awaiting publication.

His avocation was writing; his recreation, fishing and swimming.

At the time of his death, he was a deputy in the office of the King County Prosecuting Attorney in Seattle, having been one of the chiefs in domestic relations section there, from 1944-1950. He fell asleep, peacefully sitting in his chair, after a day at the office.

#### ARTHUR SYDNEY BEARDSLEY

##### *Bibliography of His Writings and Publications*

- Report of Librarian of University of Washington School of Law, 1922-1938. 6 v.
- A selected bibliography of legal and other materials relating to the National Industrial Recovery Act. 1934.
- The insanity plea as a defense in criminal law; a bibliography and digest. 1935.
- Law books and law publishers. 1935.
- Opportunities for regional law library service. 1935.
- Report of the Committee on Education for Law Librarianship. 1935.
- Code making in early Oregon. 1936.
- Education for law librarianship. 1936.
- Facilities and services of the University of Washington Law Library. 1936.
- Compiling of the territorial codes of Washington. 1937.
- Association of American Law Schools. Special Committee on Consumers' Interest in Legal Publications. 1938.
- Some phases of law library administration. 1938.
- The codes and code makers of Washington, 1889-1937. 1939.
- Notes on the sources of the Washington [state] constitution. 1939. 1941. 1943.
- Study of the Code of 1881 [Washington State] in its relation to present-day codes. 1939.
- Assignments to accompany the use of Legal Bibliography and the use of law books. 1940.
- Controversies over the location of the seat of government in Washington. 1941.
- Looking at a pioneer bar. 1941.
- Territorial judges of Washington. 1941.
- The courts and early bar of Washington Territory (Paper presented before American Association of Law Libraries, Seattle, Washington. 1950).
- Beardsley, Arthur S. and Gallagher, Marian (Gould) Bibliography on the law of real property. 1938.
- Beardsley, Arthur S. and McDonald, Donald A. The courts and early bar of Washington territory. 1942.
- Beardsley, Arthur S. and McDonald, Donald A. The courts and early bar of Washington. 3 v. (To be published)
- Beardsley, Arthur S. and Orman, Oscar Carl. Bibliography of selected materials relating to the legislation of the New Deal. 1935.
- Beardsley, Arthur S. and Orman, Oscar Carl.

Legal bibliography and the use of law books. 1937.

----- Same. 2d ed. 1947.

#### Clarence F. Allen

The death of Clarence F. Allen on January 19, 1950, is announced. Mr. Allen was Librarian of the Rhode Island State Law Library.

#### Edward N. Gillingham

Edward N. Gillingham, Librarian of the Oregon Supreme Court Library since 1915, died October 3 at the age of 71.

#### Robert A. Grantier

Robert A. Grantier, Law Librarian of Hastings College of Law, San Francisco, California, died October 4.

#### Dean Johnson Resigns

Ogie Harold Johnson has resigned as Dean of the Law School of Texas State University for Negroes. Dean Johnson was an institutional member of the Association.

#### Miss C. Vernet Grimes Resigns

Miss C. Vernet Grimes has resigned as Law Librarian of Southern University Law Library.

#### Jessie I. Wharton Resigns

Miss Jessie I. Wharton has resigned as Executive Editor of the Index to Legal Periodicals. She has been succeeded by Miss Iris V. Azian.

#### The Chicago Law Institute

At the Annual Meeting of the Members of the Chicago Law Institute held on January 27, 1951, the following persons were elected for 1951:

##### OFFICERS

President: John P. Coghlan  
First Vice-President: John W. Daly  
Second Vice-President: Harry P. Pearsons  
Librarian: Russell Baker  
Treasurer: Thomas F. Allman  
Secretary: Joseph R. Cecchini

##### BOARD OF MANAGERS

Harry A. Biossat  
Clifford C. Elger  
Robert Collyer Fergus  
Hon. Wendell E. Green  
Fred Holy  
Marcus Levy  
Max L. Libby  
Benjamin F. J. Odell  
George F. Rutledge

#### Bibliographical Services in Criminology

Attention is called to a memorandum under the above title by Kurt Schwerin, Head of the Foreign and International Law Sections in the Elbert H. Gary Library of Northwestern University School of Law, reprinted from the Journal of Criminal Law and Criminology, vol. 41, no. 3, September-October, 1950. This article has been submitted as a memorandum to the International Organization of the Social Sciences of UNESCO.

#### New Personnel at the Los Angeles County Law Library

Earl C. Borgeson, formerly Assistant Librarian at the University of Washington Law Library, is now Assistant

Reference Librarian of the Los Angeles County Law Library.

Donna M. Haskell, formerly in charge of law and documents cataloging at the University of California at Berkeley, is now head cataloger.

Helen F. MacKenzie, formerly cataloger at the Sutro Branch of the California State Library at San Francisco, is now assistant cataloger.

dents, faculty, and attorneys in the city who use our library. I find every detail of work extremely interesting in the law library.

I am glad to have the opportunity of joining the association, and if I can at any time actively contribute my services, please do not hesitate to call on me.

Very truly yours,  
(Miss) DELLA GEYER  
*Librarian*

Ed. Note: It has been felt that brief biographical sketches of new members, whenever available, might prove to be of interest in our "Current Comments."

Dear Miss Coonan:

Thank you for your letter of welcome to the association and the publications which I'm sure will be received soon.

Regarding my training as a law librarian, I was graduated from the Texas State College for Women in Denton, Texas, with a Bachelor of Arts degree in library science on May 31, 1948. I accepted a position with the South Texas Colleges the following August as librarian of a new, small junior college and the law school. The law college has been in operation twenty-six years, but I am its first graduate librarian.

Last year I took a course in Legal Bibliography in our law school, but that is the extent of my formal study of law. In the future I may also study toward an LL.B. Degree.

My duties as a law librarian consist mainly of reference work with our stu-

My Dear Miss Coonan:

My reply to your very gracious letter may be a bit tardy, but I do hope that you can still make use of the information which you requested.

My training is legal. I am a legal analyst in the American Law Section of the Legislative Reference Service of the Library of Congress. However, I have had some library experience, although it was quite a while ago.

For one year, I was the head librarian of the Law Library at the Brooklyn Law School of the St. Lawrence University. This school is situated in Brooklyn, N. Y., and is the school at which I received my LL.B. This was in 1919 while I was attending the college, from which, incidentally I was graduated in 1926.

If I can be of any service to the Association, I will be pleased to contribute as much of my spare time as you can use.

Sincerely yours,  
(Mrs.) MOLLIE Z. MARGOLIN

Dear Miss Coonan:

Thank you for your gracious letter of February 17. I appreciate your

message of welcome very much, and know that I shall derive pleasure and benefit from membership in the American Association of Law Libraries.

You asked for a few facts of my work as a law librarian. I practically "grew up" in the banking and legal world. From my first day in The Oakland Bank, the late Arthur G. Tasheira, then a director of that bank, a prominent attorney in this area, and a Bar examiner, trained me in law by day, and I went to law school at night. I am also a graduate of the American Institute of Banking. I specialized in probate work for the bank, which later was taken over by the Bank of America N. T. and S. A.

During the War, in July 1943, the Bank notified me they needed me to take over its Law and Reference Libraries, which had been merged together, so I then assumed charge of these two libraries. The Law Library was in fair shape; the Reference Library was run down and had to be put in order. It was a big job, but the whole thing gradually became a fine working library, with law and reference material running together smoothly. I had charge of both libraries for six years. Last fall, because of need for more space, the two libraries were separated, and I have carried on with the Law Library. In July 1950 I shall complete my seventh year as a librarian, and more particularly, as a Law Librarian, of the largest bank in the world.

I have been a member of the American Library Association and of the Special Libraries Association since 1943.

Please call upon me whenever I can be of service to the Association.

Very sincerely,

DOROTHY E. HAYES

*Law Librarian,*

Bank of America Law Library,  
San Francisco, California

---

### The Law Librarians of New England

The fall meeting of The Law Librarians of New England was held November 8th, 1950 at the Northeastern University School of Law, Boston.

There were twenty-three present, with just one from outside of Massachusetts, Miss Hary from the Maine State Library.

A most delightful catered dinner was served, in the Wright Reading Room, and tables were beautifully decorated with fall flowers, artistically arranged by Miss Peterson of the Boston University School of Law.

Mr. Dennis Dooley, of the State Library, past president and present Director of the association, spoke briefly of the committee work in preparation of the forthcoming National Convention to be held in our city. Already, each member is tingling with enthusiasm in anticipation of welcoming our fellow law librarians to our famous city. No doubt a bean supper will be in order.

Our guest speaker, as well as one of our own members, was Dean Lowell S. Nicholson, of the Northeastern University School of Law, who spoke about "The Organization of the Bar in Massachusetts."

No one could be better qualified



than he to inform members of the organization of the various Bar Associations after having spent five years with the Boston Bar Association.

Explaining carefully the work of some of the 300 committees, where lawyers voluntarily give their services, he pointed out their value in policing members of the Bar, their aid to the education of the lawyer and, generally, the benefit to the practicing attorney derived from the Association's scrutiny of legislation which affects the practice of law. Dean Nicholson spoke of the overlapping of membership of the 73 bar associations in Massachusetts, and thought that the integration of the Bar as in many states would result in the accomplishment of much more and better work.

Respectfully submitted,

PEARL J. LARSON, *Sec'y.*

Middlesex Law Library  
Association

### Chapter Officers, 1950-51

#### CAROLINAS CHAPTER OF THE AMERICAN ASSOCIATION OF LAW LIBRARIES

President, Ruth Corry, University of North Carolina Law Library, Chapel Hill, North Carolina

Secretary-Treasurer, Jean Sims, University of South Carolina Law Library, Columbia, South Carolina

#### CHICAGO ASSOCIATION OF LAW LIBRARIES

President, Francis J. Rooney, Loyola University Law Library, Chicago 11, Illinois

Vice-President, Virginia Dunlap, University of Chicago Law Library, Chicago 37, Illinois

Secretary-Treasurer, Dorothy Scarborough, Northwestern University Law Library, Chicago 11, Illinois

Members-at-Large of the Executive Committee, Annabelle M. Paulson, Railroad Retirement Board Library, Chicago 11, Illinois, and Frank E. Kolak, Chicago Bar Association Library, Chicago 3, Illinois

#### LAW LIBRARIANS OF NEW ENGLAND

President, Eunice W. Beeson, U. S. Court of Appeals, 1st Circuit, Boston 9, Massachusetts

Vice-President, Philip A. Putnam, Harvard Law School Library, Cambridge 38, Massachusetts

Secretary-Treasurer, Pearl J. Larson, Middlesex County Law Library, Cambridge, Massachusetts

Directors, Grace L. M. Gainley, Hampden County Law Library, Springfield 3, Massachusetts, and

Dennis A. Dooley, Massachusetts State Library, Boston 33, Massachusetts

#### LAW LIBRARIANS' SOCIETY OF WASHINGTON, D. C.

President, Rebecca L. Notz, Library of Congress and Washington College of Law, Washington, D. C.

Vice-President, Lois G. Moore, Tax Court of the U. S., Washington, D. C.

Secretary, Eleanor M. Stewart, Court of Appeals Library, Washington 1, D. C.

Treasurer, Ella C. Thomas, George Washington University Law Library, Washington, D. C.

Board of Directors, Officers and Charles Hallam, Supreme Court of the U. S., Washington 13, D. C.,

Joseph G. Gauges, Court of Customs and Patent Appeals Library, Washington, D. C. Elizabeth Finley, Covington, Burling, Rublee, O'Brian & Schorb, Washington 5, D. C. and

John P. Earner, Library of Congress Law Library, Washington, D. C.

Historian, Winifred M. Ing, Alvord & Alvord, Washington 6, D. C.

#### LAW LIBRARY ASSOCIATION OF GREATER NEW YORK

President, Helen M. S. Helmle, Equitable Life Assurance Society of the U. S., New York 1, N. Y.

Vice-President, Cyril L. McDermott, St. John's University School of Law Library, Brooklyn 2, N. Y.

Secretary, Virginia M. Connor, New York Life Insurance Company, New York 10, N. Y.  
 Treasurer, Emily Kerr, LeBoeuf and Lamb, New York 15, N. Y.

Directors, Fannie J. Klein, New York University Library of the School of Law, New York 3, N. Y.

Elizabeth Forgeus, Yale Law School Library, New Haven, Connecticut, and  
 Jacob S. Fuchs, Association of the Bar of the City of New York, New York 18, N. Y.

### Program

of the  
**FIRST ANNUAL MEETING**  
 of  
**THE OHIO ASSOCIATION OF  
 LAW LIBRARIES**  
 Neil House, Parlor Room No. 1,  
 Columbus, Ohio  
 November 10-11, 1950

#### NOVEMBER 10

12:30-1:00 P. M.

Registration

1:00 P. M.

Business Meeting

Reading of Minutes by Secretary, Miss Viola M. Allen

Treasurer's Report, Robert A. Mace

Report of Membership Committee, Miss Doris R. Fenneberg, Chairman

Report of Constitution and By-Laws Committee, Arthur W. Fiske, Chairman

Report of Committee on Cooperation with Other Professional Organizations, Miss Vera Woeste, Chairman

2:00 P. M.

Report of Activities Committee, Miss Virginia E. Engle, Chairman

Speaker: Walter Brahm, Librarian, The Ohio State Library "Suggest change"

3:00 P. M.

Workshop: Repair and Preservation of Books

Experiences at the Akron Law Library Association Miss Virginia E. Engle

Book Mending Techniques, Sedge Reed, Demco Company, Madison, Wisconsin  
 Preservation of Books, Edwin H. Sweeney, Stewart, Ohio

6:00 P. M.

Dinner—Neil House

Speaker: Dean Jefferson B. Fordham, The Ohio State University College of Law.  
 "Responsibilities of the Legal Profession as to Constitutional Revision in Ohio"

8:30 P. M.

Round Table on Book Selection. Discussion Leader: Robert A. Mace

#### NOVEMBER 11

9:00 A. M.

Insurance for Law Libraries. Discussion Leaders: Miss Viola M. Allen and Arthur W. Fiske

9:45 A. M.

Report of the Special Committee on Inter-library Loans, Miss Pauline A. Carleton, Chairman

Report of the Special Committee on the Exchange of Duplicates, Miss Helen C. Little, Chairman

10:30 A. M.

Financing County Law Libraries, Arthur W. Fiske

11:00 A. M.

Report on the Directory of Ohio Law Libraries, Miss Viola M. Allen

Report on the Ohio Legal Bibliography, Miss Doris R. Fenneberg

11:30 A. M.

Report of the Nominating Committee, Alfred A. Morrison, Chairman

11:45 A. M.

Election of Officers

12:00 Noon

Luncheon

2:00 P. M.

Football game between the Ohio State University and the University of Wisconsin at Ohio Stadium

#### Officers for 1949-1950

President.....Ervin H. Pollack  
 Vice President.....Miss Virginia E. Engle  
 Secretary.....Miss Viola M. Allen  
 Treasurer.....Robert A. Mace

## THE RHODE ISLAND STATE LIBRARY'S BOOK POOL FOR THE ARMED FORCES

Report for the Fiscal Year 1950-51

*To the Members of the Honorable General Assembly:*

During World War II, the Book Pool, established by the Rhode Island State Librarian in 1941, sent libraries of new books with outgoing military contingents, cared for the book interests of the defense units of Narragansett Bay and the Army, Navy and Air Installations at that time in Rhode Island. The Book Pool did not dry up with peace. Its present Program is a lively and stimulating one and carries the name of the State of Rhode Island around the world wherever our men are fighting the enemy or guarding the occupied trust territories. This past year we have added book collections for wives and children of servicemen, stationed overseas.

Upon the Book Pool's present roster, serviced during 1950-1951, are the U. S. Naval Hospital at Newport, the medical and crew's libraries; the Station and Medical libraries at the U. S. Naval Air Station at Quonset Point, R. I. and for certain aircraft carriers whose home base is Quonset; the U. S. Marine Barracks also at Quonset. Special requests have been filled for the Rhode Island Veterans' Home at Bristol; the U. S. Veterans Administration Hospital at Davis Park, Providence and the State Sanatorium.

The State Librarian is "Remote Control Agency" for a number of Navy Installations at home and overseas. Among these now are: U. S.

Navy #100, at London; the 86th Fighter-Bomber Wing, U. S. Air Force in Bavaria, developed through Rhode Island gifts to be the finest Library in the European Command; the Trust Territory at Trieste; at Adak, where the library is known as "The Gem of the Aleutians"; at Kwajalein in the Marshall Islands, where the library is named "The Grace Sherwood Library of Kwajalein"; at Com. Nav. Phil. Staff and American School, Inc. in the Philippines; at the 14th Naval District at Pearl Harbor; at Guam, where planes from Korea come down for refueling; at U. S. Navy #103; the U. S. Marine Corps at Camp Pendleton, California; at Puerto Rico; in Japan; and now rapidly building book collections for the 43rd Infantry Division, Camp Pickett, Virginia, in establishing seven libraries, one in each chapel there. The State Library has already shipped over 1,000 volumes.

Books are being sent to replace certain bombed libraries in the American Zone in Germany through legal counsel for the U. S. High Command.

The State Library continues to supply books to the ships of the American Merchant Marine calling at the Port of Providence in addition to the Branch Libraries of the American Merchant Marine Library Association.

Thousands of books are given to the Rhode Island State Library from homes and estates as the result of ap-

peal in press and by radio, some of which are not suitable for the Armed Forces. These are not wasted. When the Library of The Abbey of Our Lady of the Valley was destroyed in March, 1950, the State Library sent out an argosy of letters to publishers and to friends of libraries asking for replacements. The result has been most gratifying.

The montage of acclaim for this highly specialized and unique service to the Armed Forces redounds to the good name of the smallest State. Three, of the hundreds of letters received, are appended. The blue and white book label of the Rhode Island State Library is well known and cir-

cles the entire globe, an unusual form of advertising the State.

The Book Pool is also a LIVING MEMORIAL TO THE ARMED FORCES. There are so many now who have already given their lives and others who face death daily.

Since the demands of the Korean situation have appreciably lowered the Book Pool's funds, the Grace M. Sherwood-Special Account for the Armed Forces, subject to State Audit, needs its usual annual appropriation from the Legislature.

GRACE M. SHERWOOD,  
*Rhode Island State Librarian*

January 30, 1951

### LAW BOOKS NEW AND USED.

We carry a large stock of both new and used Law Books, including all late Text Books, Statutes, etc. Have fine used sets of all Reporter System units, Amer. Law Reports and other Selected Case units, all Encyclopedias, USCA, FCA, Amer. Dig. System, State Reports, State Digests, Statutes, Session Laws, etc.

#### LIBERAL DISCOUNTS FOR CASH

Would appreciate privilege of  
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### Announcing

#### *Pennsylvania*

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A new service covering all Pennsylvania cases of general interest in the field of fiduciary law, especially trusts and decedents' estates cases, together with important cases on Pennsylvania inheritance and personal property taxes.

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U. S. NAVAL HOSPITAL  
Newport, Rhode Island

17 January 1951

The Members of the Honorable  
General Assembly  
State House  
Providence, R. I.

MY DEAR SIRs:

I would like at this time to express, on behalf of the patients and staff of this Naval Hospital, our appreciation for the excellent services rendered by the Rhode Island State Librarian, Miss Grace M. Sherwood.

The Armed Forces Book Pool of the Rhode Island State Library which makes available books and periodicals to the patients and staff of this hos-

pital has been rendering a valuable service for years in securing a working, up-to-date supply of current fiction. The monthly payment that has been paid from our Recreation Fund has been used wisely and judiciously in securing the very best fiction available for our library.

In addition to book purchases, Miss Sherwood has made available to our library from time to time gift books from various organizations and individuals which she contacts as Rhode Island State Librarian.

Furthermore, from time to time books on technical and medical subjects have been presented to our staff from the Armed Forces Book Pool. These texts have been greatly appre-

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McDermott, Ohio Property Law, 1950 .....	27.50
Ver Ploeg, Farm Income Tax Manual, 1949 .....	2.50



ciated and of infinite help for study and reference by our staff.

Very truly yours,

VINCENT HERNANDEZ,  
*Captain, MC, USN*  
*Commanding Officer*

U. S. NAVAL AIR STATION  
Quonset Point, R. I.

22 January 1951

Members of the Honorable General  
Assembly

State of Rhode Island  
Providence, Rhode Island

GENTLEMEN:

It has been brought to my attention that the Rhode Island General Assembly will shortly consider renewal of the annual appropriation for Rhode Island State Library's Book Pool for the Armed Forces.

The library at the Naval Air Station, Quonset Point and those of ships based here have benefited tremendously from this effort, and I know of no other activity in the United States which has so willingly and courteously provided such service. It was while in command of the carrier Kearsarge in 1948 that I first became acquainted with this unique and praiseworthy activity, and I can commend it wholeheartedly.

Your exemplary spirit in providing this service in the past has been greatly appreciated throughout the Naval Service, and I hope that you may find it possible to give favorable consideration to its continuance at this time.

Sincerely yours,

C. S. SMILEY,  
*Captain, USN*  
*Commanding*

U. S. NAVAL AIR STATION  
Quonset Point, R. I.

26 January 1951

Members of the Honorable General  
Assembly

State of Rhode Island  
Providence, Rhode Island

DEAR SIRs:

Once again I would like to avail myself of the opportunity to express to you our very deep appreciation for the medical books and periodicals made available to us during the past year. Through your generosity in providing funds for the purchase of these publications, we have here at the Naval Air Station, Quonset Point, Rhode Island an excellent Medical Library.

To keep abreast of the latest discoveries and clinical data in medicine and technics is very necessary to a doctor in rendering the best care to his patients. You make this possible by sending us publications which would not be made available to us through naval sources.

The staff of the Infirmary joins me in extending to you our sincere thanks for your assistance.

Respectfully yours,

LANGDON C. NEWMAN,  
*Captain (MC) USN*  
*The Medical Officer*

ED. NOTE: Passed House unanimously.

## A FEDERATION OF AMERICAN LIBRARY ASSOCIATIONS

(A report from the Council of National Library Associations)

Fifty years ago the librarians of the country were few in number and relatively unspecialized in interests, and yet already there was need for special groups within the A.L.A. to give scope for such specialization as existed. In the past fifty years specialized groups have been created both within and outside A.L.A. to focus the energies of librarians interested in particular subjects or particular varieties of library work. More than twenty such groups are now in existence. Twenty separate groups must result in inefficient duplication of effort and failure to cover needed services unless some form of coöperation can be secured. (As one example of this waste, there are sixteen committees or boards operating today in the field of international relations, yet we do not have a single central international relations office.) Attempts to improve this situation have been made inside the A.L.A. by the creation of autonomous divisions which are united in the Council and boards of the A.L.A. and outside of the A.L.A. through the creation of the Council of National Library Associations. In spite of these two steps, however, dissatisfaction with present conditions is still widespread. In 1948 Milton E. Lord proposed the Reconstitution of the A.L.A. as a federation of library associations which would have the advantage of coöperative activity in fields of common interests while preserving the strength and

vigor of the separate organizations devoted to specific interests. The Council of National Library Associations at its last meeting endorsed the idea of a federation, and meetings of the presidents of various library groups held in New York in April and in Cleveland in July requested the C.N.L.A. to propose such an organization. The Council has accordingly prepared the following suggestions on federation for the consideration of the Council's member organizations.

The purpose of such a federation would be to coördinate the efforts of the various associations, to speak and to act for the profession as a whole in the fields of common professional interest such as national and international relations, library education and certification, placement, national legislation, the support of general bibliographical activities such as *Union List of Serials*, and the organization of conferences and committees on subjects of general interest to libraries, and to recommend to individual associations and groups of associations projects of importance in specific fields, and to give such projects general professional support.

To carry out these purposes the federation should be an incorporated body composed of the various national library associations of the country. The federation should be made up of associations, each autonomous within its particular field of interest,

with no membership of individuals in the federation as such. The relationships at present existing between the national associations and their state and local affiliates should not be disturbed, hence the federation should be limited to national associations.

The question of representation on the governing board of the federation appears tied to the method of financial support. A flat rate contribution from each association would either be too small in total to support the federation or would be too heavy for the smaller groups to bear. Hence a per capita assessment, with special arrangements to cover associations composed of libraries rather than librarians, seems called for. If such a per capita contribution is made representation should be in proportion to size of membership. Where divisions of an association, such as the A.L.A., are members in their own right, the membership of such divisions would not be counted in the membership of the parent association in determining representation.

If, however, a flat rate of contribution is agreed on, the governing body should be composed of an equal number from each association. In such a case each association should have representatives who can stay on the board long enough to become familiar with the problems and objectives. If each association had three representatives (at least one of whom should be a member of the policy making body of the association) elected for overlapping terms, greater continuity would be possible.

By either of these plans a larger

group than the present Council would result. An enlarged executive board of about nine members, elected from the council without regard to association representation, should be chosen. The executive board, like the governing body itself, should have overlapping terms to secure continuity in the conduct of the affairs of the federation.

The representatives of the member associations in the governing body should have authority to act on all matters properly the business of the federation without referring back to their associations for instructions. The member associations should agree to leave to the federation action in the fields assigned to it and to effectuate their interest in these fields through joint committees representing any special interests and points of view. Subcommittees, operating under such committees, would handle specific problems and give room for a large degree of membership cooperation.

The federation should be able to support its necessary organizational activities from its income from the member associations. Special projects should seek support from grants either from the associations especially interested or from outside sources. It would seem worthwhile for the associations to investigate in detail the economics of centralized membership records and billing, centralized publishing and other such activities now carried on independently in a number of associations. The money saved by cooperation in such house-keeping

items can be better spent on projects of professional value.

The library profession needs a federation which will preserve the strength and energy available in our special interest groupings and yet will enable us to face our common problems as a unit. To build such a fed-

eration will require the cooperating efforts of all our associations and of ourselves as librarians. The Council of National Library Associations recommends that its member associations discuss the principles set forth here and decide whether these meet their needs for federation.

### ADEQUATE TRAINING FOR LIBRARIANS WORKING IN HIGHLY SPECIALIZED LIBRARIES RECEIVES ATTENTION OF JOINT COMMITTEE ON LIBRARY EDUCATION

The Joint Committee on Library Education of the Council of National Library Associations met in Cleveland on July 16, 1950.

One of the most important actions taken was to set up a Subcommittee under the Chairmanship of Mr. Edward N. Waters to make a survey to determine the most desirable educational preparation for work in special libraries. The needs of libraries serving the various professions such as law, medicine, music, business, and banking, as well as other technical libraries will be studied to serve as a guide in developing programs of training in library schools.

The members of the Committee are representative of library schools and general libraries as well as the subject specialties. They are:

Leon Carnovsky, Graduate Library School,  
University of Chicago  
Eleanor Cavanaugh, Standard and Poors,  
New York City  
Robert B. Downs, University of Illinois  
George Freedly, Theatre Collection, New  
York Public Library  
Walter Hausdorfer, Temple University Li-  
braries  
Sanford V. Larkey, Welch Medical Library,  
Johns Hopkins University

Julius Marke, Law Library, New York Uni-  
versity  
Mary Louise Marshall, Tulane University  
Medical School Library  
Louis Shores, Florida State University Li-  
brary School  
Maurice F. Tauber, School of Library Service,  
Columbia University  
Melvin Voight, Carnegie Institute of Tech-  
nology  
Edward N. Waters, Music Division, Library  
of Congress, Chairman

The coopération of all the national library associations concerned with this problem will be sought and the aid of many individuals will be enlisted who may not be members of the Joint Committee. A preliminary meeting and discussions have taken place and it is conservatively estimated that it will require two years to complete the project.

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#### Law Libraries and the Midwest Inter-Library Center

The opening in May, 1951, of the Midwest Inter-Library Center gives promise to middlewestern law librarians of a regional, cooperative collection of less-used research materials to be shared among them for the purpose of better serving the occasional

requests of the legal research scholar.

To the participating law librarians, the possibility of an extensive collection in the Center suggests the solution to the problem of finding the funds to acquire, and the shelf-space to house, the long files of materials which the large law library would like to have in anticipation of the occasional request for an out-of-the-way item. Such materials as the briefs and records of the supreme courts of nearby states and of the several districts of the federal Courts of Appeal, the Nuremberg and the Japanese war crimes trials documents and exhibits, superseded legal textbooks sometimes cited, files of the *diarios* of the Latin-American nations, and other foreign law materials.

Formed in 1949 as the Midwest Inter-Library Corporation, this new coöperative enterprise is an attempt on the part of fourteen major universities to meet the problem of the ever-expanding research library, and the ever-increasing demands for more extensive research materials for faculty and scholars. Incorporated as a non-profit institution under the laws of the State of Illinois, the Corporation has received grants from the Carnegie Corporation and the Rockefeller Foundation totaling \$1,000,000, now being expended for the construction and equipping of a library building at 5721 South Cottage Grove Avenue in Chicago. The Inter-Library Center building, with a capacity of 3,000,000 volumes in its first unit, will house little-used research materials in all fields for the joint use of the fourteen participating institutions. These ma-

terials will be acquired from two principal sources: (1) The participating institutions will send to it those books and other library materials from their own collections which they regard as used sufficiently infrequently to permit housing in Chicago rather than, more expensively, on the home campus; and (2) material directly acquired by the Inter-Library Center for filling in and rounding out acquired collections, paid for coöperatively and used coöperatively by the participants.

Teletype connection with each of the participating institutions will insure rapid transmission of requests, and overnight mail service will deliver needed material the morning after the request originates on the home campus. A small amount of reading space will be provided in the building for the scholar whose problem requires the examination of extensive files, and where a visit to the Center would seem more convenient than the shipping of bulky files to his home campus.

One of the first fields of special emphasis in the acquisitions program of the Midwest Inter-Library Center is that of the publications of the forty-eight states. Several of the participating institutions have until now duplicated efforts in acquiring extensive collections of state documents, and it is the opinion of the group that a more complete and a better organized collection of state documents can be maintained by joint effort in the Center, and, further, savings in both procurement and maintenance costs can be realized through the elimination of duplication. Law librarians at-



tached to the member institutions point to the state documents program as one that will aid them in serving their readers in a future which promises to place increased importance on the quasi-legal publications of the forty-eight states.

At a recent meeting of law librarians serving in institutions holding membership in the Midwest Inter-Library Corporation, interest was expressed in the possibility of the Center acting as a clearing house for inter-library loans among the law libraries of the Middle West. A plan for a streamlined locating service and more rapid inter-library lending give promise of wider utilization of existing legal materials now on the shelves of the individual law libraries in the area. The possibility of the Center serving as a duplicate exchange clearing house has also been discussed.

The fourteen institutions partici-

pating in the Midwest Inter-Library Corporation are:

The University of Chicago  
The University of Cincinnati  
The John Crerar Library  
The University of Illinois  
The Illinois Institute of Technology  
Indiana University  
The State University of Iowa  
The University of Kansas  
Michigan State College  
The University of Minnesota  
Northwestern University  
The University of Notre Dame  
Purdue University  
The University of Wisconsin

A Board of Directors, on which each of the participating institutions is represented, is responsible for the government of the Inter-Library Corporation, and an interim office of the Center has been in operation since October, 1949. Mr. Ralph T. Esterquest, formerly of the University of Denver Library, is director of the Center.

## ADMINISTRATIVE AND FACULTY STATUS OF COLLEGE LIBRARIANS IN TEXAS

(This statement was unanimously adopted as the policy of the College Library Division of the Texas Library Association, April 15, 1950, and endorsed by the Executive Board of the Association, November 8, 1950.)

### *The College Library in Relation to Instruction*

For some years the American college, in developing its philosophy of education, has placed increasing emphasis upon the library in the instruc-

tional program. In many journals college administrators and librarians have written on numerous aspects of the problem of coördinating the library with curricular instruction. More comprehensive statements have been made in B. Lamar Johnson's *Vitalizing a College Library* (1939) and Harvie Branscombs' *Teaching with Books* (1940). Recently the Southern Association of Colleges and Secondary Schools has dealt with the matter in *Higher Education in the South* (1947), an official publication

resulting from three southwide conferences held in 1941, 1942, and 1946. In all this writing there is almost universal agreement that the library is an instructional agency second only to the classroom.

### *Functions Expected of College Librarians*

Since the library is now regarded as primarily an instructional agency serving every department of the college, students in nearly all courses turn to librarians for aid in pursuit of their college work. Textbooks no longer serve as course bibles and classroom instruction is supplemented and vitalized by the use of library materials. Librarians are thus required to assume certain organizational and teaching responsibilities beyond those of the classroom teacher, whose work is limited to a single field. They introduce the beginning student to the nature and use of library tools and resources and give him his first glimpse of the endless possibilities open to him in a college library. They aid the more advanced student in bibliographical and research projects. They become the teacher-counselors of all students who grasp the fundamental relationship of the library to their intellectual development.

Librarians also have duties to the classroom teachers on the faculty. In coöperation with these teachers they are expected to build an authoritative working collection of library materials. They are expected to be familiar with research procedures and to meet the essential needs of the faculty members engaged in research

studies. In all matters related to faculty-library problems, whether personal or curricular, they are expected to give direct aid or advice.

To fulfill the preceding functions the entire library staff must plan and work as a unit to provide library services that will satisfy the needs of the college community.

### *Present Ambiguous Status of College Librarians*

From the foregoing paragraphs it would appear to the uninitiated that librarians must hold the most enviable positions on the entire college staff. Such is not the case. A study of college catalogs shows that librarians are variously grouped with administrative personnel, with the teaching faculty, independently, or are not listed at all. This failure to identify the librarian as essentially a teacher places him in an equivocal position harmful to both the institution and the library staff. Without adequate recognition of the library's basic contribution, the institution cannot fully realize its educational potentialities. The inevitable question is whether colleges desire librarians whose duties will be limited to the records and routines that are an inescapable part of library operation, or librarians who are active teachers of inquiring students and colleagues of the classroom faculty.

### *Status Desired by College Librarians*

The problem can be solved only through coöperation and understanding among college administrators, teachers, and librarians. Administra-

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tors must appreciate the full value of librarians and must be willing to recognize them as more than nominal members of the academic faculty. Librarians and classroom teachers must accept each other as colleagues engaged in an identical enterprise pursued through informal day-to-day consultation by equals fully respecting each other's ability and concertedly striving toward the same goal.

*Solution Proposed by the College  
Library Division of the  
Texas Library Association*

In accord with the general recognition of the essential place of the library in the American college curriculum, and the statement on the college library by the Southern Association of Colleges and Secondary Schools in *Higher Education in the South*, the College Library Division of the Texas Library Association recommends the following status for college librarians in Texas:

1. Rank: That, dependent upon academic training and experience, faculty status be granted professional librarians in one of the four ranks of: instructor, assistant professor, associate professor, professor, or equivalent ranks adopted for professional librarians, and that the criteria for advancement from rank to rank be the same as or comparable to those applied to the classroom faculty.
2. Title: That professional librarians be listed with their rank in the college catalog and on the faculty roster.

3. Salary: That professional librarians be placed on a salary scale comparable to that of the classroom faculty, with adjustment upward for the additional months of service annually required of librarians.

4. Faculty rights and privileges: That professional librarians have rights and privileges equivalent to those of classroom teachers in regard to holiday and vacation periods within the academic year, inclusion in college social affairs, sick leave, group insurance, retirement benefits, attendance at faculty meetings, service on faculty committees, and tenure of position.

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**Miles O. Price Gives Course Next  
Summer**

The course in Law Library Administration by Miles O. Price will be given from July 2 to August, 1951. All inquiries should be directed to the School of Library Service, Butler Library, Columbia University, New York 27, New York. This course will not be given in 1952.

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**Publications of the Department of  
State, July 1, 1950**

A new edition of the above publication has just been issued. Copies may be obtained free by libraries upon request to the Division of Publications, Department of State, Washington 25, D. C.

### For Sale

English Reprint Volumes 1-176 (Sheep-Fair) Index two (2) volumes (Rebound Buckram).

English Ruling Cases Volumes 1-26 and Supplement (Sheep).

Interested libraries please contact: (Miss) Catherine Stonaker, Librarian  
Essex County Bar Association 744 Broad Street Newark 2, N. J.

### Digests

The Worcester County Law Library has available one copy each of many state digests, up to about 1920. If any library needs any of these to complete collections they may have them on payment of carriage charges. Send your requests to James H. Tibbetts, Librarian, Worcester County Law Library, Court House, Worcester, Mass.

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### CHECK LIST OF NATIONAL REPORTER SYSTEM

Revised to February 15, 1951

	Last Vol. to Appear		Last Vol. to Appear
Atlantic Reporter, Second Series .....	76	North Western Reporter, Second Series .	43
Advance Sheets .....	77	Advance Sheets .....	45
Federal Reporter, Second Series .....	183	Pacific Reporter, Second Series .....	222
Advance Sheets .....	185	Advance Sheets .....	226
Federal Rules Devisions .....	9	South Eastern Reporter, Second Series .	61
Advance Sheets .....	10	Advance Sheets .....	62
Federal Supplement .....	92	Southern Reporter, Second Series .....	47
Advance Sheets .....	94	Advance Sheets .....	49
New York Supplement Reporter, Sec- ond Series .....	99	South Western Reporter, Second Series .	233
Advance Sheets .....	101	Advance Sheets .....	235
North Eastern Reporter, Second Series .	94	Supreme Court Reporter .....	70
Advance Sheets .....	96	Advance Sheets .....	71

# **CHECK LIST OF CURRENT AMERICAN STATE REPORTS, STATUTES\* AND SESSION LAWS**

Revised to February 15, 1951†

Publication	Dates of Regular Sessions	Source	Latest Vol. to Appear
<b>ALABAMA</b>			
Reports		West Pub Co.	253
App. Reports		West Pub Co.	34
Session laws	Biennial	Secretary of State	1949 Gen. & Loc.
Code, Compilation or Revision		Secretary of State	1940 Code A. 10v. with 1949 P. P.
<b>ALASKA</b>			
Reports		West Pub. Co.	11
Session laws	Odd years	Secretary of Territory	1949
Code, Compilation or Revision		Auditor of Alaska, Juneau	Comp. L. 1949 lv.
Compiled Laws		Bancroft-Whitney Co.	1949, 3 v.
<b>ARIZONA</b>			
Reports		West Pub. Co.	70
Session laws	Odd years	Secretary of State	1949
Code, Compilation or Revision		Bobbs-Merrill Co.	1939 Code A. 6v. with 1949 P. P.
<b>ARKANSAS</b>			
Reports		Secretary of State	216
Session laws	Odd years	Secretary of State	1949
Code, Compilation or Revision		Bobbs-Merrill Co.	Stats. A. 1947, 8v., 1949 Supp. 1949 P. P.
<b>CALIFORNIA</b>			
Reports		Bancroft-Whitney & Co.	35 (2d)
App. Reports		Bancroft-Whitney & Co.	97 (2d)
Advance Parts		Recorder Ptg. & Pub. Co.	Weekly
Session laws	Annual	Secretary of State	1950 Ex. Sess.
Code, Compilation or Revision		Bancroft-Whitney & Co.	1947
		Deering's Codes: Civil Code	Insurance, 1944, lv.
		1949, lv.	Labor, 1943, lv. . .
		Civil Procedure & Probate,	Military & Veterans,
		1949, lv.	1943, lv.
		Constitution, 1930; 1944 Supp.	Public Resources,
		General Laws, 1943, 3v.	1944, lv.
		Penal, 1949, lv.	Revenue & Taxation,
		Political, 1943, lv.	1944, lv.
		Probate, 1944, lv.	
		Agricultural, 1943, lv.	Streets & Highways,
		Banking, 1949, lv.	1944, lv.
		Business & Professions, 1943, lv.	Vehicle, 1948, lv.
		Corporations, 1948, lv.	
		Education, 1943, lv.	Water, 1944, lv.
		Elections, 1944, lv.	Welfare & Institutions,
		Fish & Game, 1943, lv.	1944, lv.
		Harbors & Navigation, 1943, lv.	1949 P. P.
		Health & Safety, 1944, lv.	

\* In response to suggestions from members of the A.A.L.L., the Editor has revised this Check List to include Statutory Compilations. Because of space limitations only one is listed for each state with the official set listed in preference to unofficial sets. The Editor will be glad to receive additional suggestions from members and subscribers concerning these statutory listings.

† With acknowledgments to the West Publishing Company.



Publication	Dates of Regular Sessions	Source	Latest Vol. to Appear
<b>CANAL ZONE</b>			
Reports		Executive Secretary, Panama Canal, Balboa Heights, C. Z.	3
Code, Compilation or Revision		Superintendent of Documents, Washington, D. C.	1934 Code A. 1v.
		The Chief of Office, The Panama Canal, Washington	Temp. Supp. No. 9, 1950
<b>COLORADO</b>			
Reports		A. B. Hirshfield Press, Denver, Col.	120
Session laws	Odd years	Secretary of State	1950 Ex. Sess.
Code, Compilation or Revision		Michie Co.	1935 Stat. 5v. 1941 Repl. v. 1 1949 Repl. v. 4A, 4B 1949 P. P.
<b>CONNECTICUT</b>			
Reports		E. E. Dissell & Co., Hartford, Conn.	136
*Advance Parts		E. E. Dissell & Co., Hartford, Conn.	
Conn. Supp.		Connecticut Law Journal Pub. Co.	15
Sup. Ct. Rep.		Bridgeport, Conn.	
Com. Pleas. Rep.		(Selected cases by Judges)	
*Conn. Law Journal		Weekly continuations	
Special Acts	Odd years	State Librarian	1949
Code, Compilation or Revision		E. E. Dissell & Co., Hartford, Conn.	1949 Gen. Stat. 3v. & Index 1949 Supp.
<b>DELAWARE</b>			
Reports		State Librarian	43
Chancery reports		State Librarian	28
Session laws	Odd years	State Librarian	1949
Code, Compilation or Revision		Delaware State Library, Dover, Del.	1935 Code 1v.
<b>DISTRICT OF COLUMBIA</b>			
Appeals		West Pub. Co.	86
Acts Affecting D. C.		John Byrne & Co.	42
Code, Compilation or Revision		Government Printing Office	1940 Code A. 2v. Supp. No. 6, Pts. 1, 2
<b>FLORIDA</b>			
Reports		Marshal of Supreme Court, Tallahassee	160
Florida Cases		West Pub. Co.	42-47 So. 2d
Session laws	Odd years	Secretary of State	1949 Gen.
Code, Compilation or Revision		Secretary of State	1949 2v.
Florida Statutes Annotated		West Pub. Co.	1950 P. P.
<b>GEORGIA</b>			
Reports		The Harrison Co.	206
App. Reports		The Harrison Co.	81
Session laws	Odd years	State Librarian	1950
Code, Compilation or Revision		The Harrison Co.	1933 Code 1v.
<b>HAWAII</b>			
Reports		Clerk of Supreme Court	38
*Advance Parts		Clerk of Supreme Court	
Session Laws	Odd years	Secretary of Territory	1949
Code, Compilation or Revision		Secretary of Territory	1945

\* Advance parts paged to correspond with permanent edition.

Publication	Dates of Regular Sessions	Source	Latest Vol. to Appear
<b>IDAHO</b>			
Reports		West Pub. Co.	69
Session laws	Odd years	York Ptg. Co., Boise	1950 Ex.
Code, Compilation or Revision		Bobbs-Merrill Co., Indianapolis, Ind.	1947 Code A. 1949 P. P.
<b>ILLINOIS</b>			
Reports		Edwin H. Cooke, Bloomington	405
*Advance Parts		Edwin H. Cooke, Bloomington	
App. Reports		Callaghan & Co.	340
*Advance Parts		Callaghan & Co.	
Court of Claims Reports		State Printer	18
Session laws	Odd years	Secretary of State	1949
Code, Compilation or Revision		The Burdette Smith Co.	1949 Stat. 2 v. State Bar Ed.
Smith-Hurd Illinois Statutes Annotated		West Pub. Co.—Burdette Smith Co.	1950 P. P.
Joliet, Ill. Stat. Annot.		Callaghan & Co.	30 v. with 1934-39 Supp. 6 v.
<b>INDIANA</b>			
Reports		Supreme Court Reporter	227
App. Reports		Supreme Court Reporter	119
Session laws	Odd years	Secretary of State	1949
Code, Compilation or Revision		Bobbs-Merrill Co.	1933 Burns' Stat. A. 15v. Replacements v. 2, 4, 5, 6, 7, 8, 9, 11; 1949 P. P.
<b>IOWA</b>			
Reports		Superintendent of Printing	240
Session laws	Odd years	Superintendent of Printing	1949 Reg.; 1949 Ex.
Code, Compilation or Revision		Superintendent of Printing	1946 Code 3v. 60 vols. 1950 P. P.
Iowa Code Annotated		West Pub. Co.	
<b>KANSAS</b>			
Reports		State Librarian	167
*Advance Parts		State Librarian	
Session laws	Odd years	Secretary of State	1949
Code, Compilation or Revision		Secretary of State	1935 Gen. Stat. A. 1 v., 1947 Supp. 1 v.
<b>KENTUCKY</b>			
Reports		State Librarian	310
*Advance Parts		State Librarian	
Session laws	Even years	State Librarian	1950
Code, Compilation or Revision		Statute Revision Commission	1948 Rev. Stat. & Anno., 2v. 1949 Cum. Supp.
<b>LOUISIANA</b>			
Reports		West Pub. Co.	217
Session laws	Even years	Secretary of State	1950 Reg. & Ex.
Code, Compilation or Revision		Secretary of State	Rev. Stat. 1950, 5 vols.
		West Pub. Co.	West's La. Stat. Anno. Const., Codes, etc., 1925-45, 12v., with 1949 P. P.
<b>MAINE</b>			
Reports		Southworth Anthoenson Press, Portland	141
Session laws	Odd years	Book Dealers in Portland and Bangor	1949 Reg.
Code, Compilation or Revision		Department of State	1944 2v.

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Publication	Dates of Regular Sessions	Source	Latest Vol. to Appear
<b>MARYLAND</b>			
Reports		George W. King Printing Co. ....	190
*Advance Parts		George W. King Printing Co. ....	
Baltimore City Rep.		Daily Record Pub. Co., Baltimore..	v. 4 (1919-1928)
Session laws	Odd years	State Librarian .....	1949
Code, Compilation or Revision		Dept. of Leg. Ref., Baltimore ....	1939 Code A. 2v. 1947 Supp.
<b>MASSACHUSETTS</b>			
Reports		Wright & Potter Ptg. Co., Boston ..	324
Advance Parts		Wright & Potter Ptg. Co., Boston ..	
App. Div. Rep.		Lawyers' Brief & Pub. Co., Boston..	12
Session laws	Annual	Secretary of the Commonwealth ..	1949
Code, Compilation or Revision		Department of Secretary .....	1932 Gen. L. 3v.
Mass. Annotated Laws		Lawyers Co-op.—Michie .....	10 v. 1932; v. 1-5, 5A recomp. 1949 P. P.
<b>MICHIGAN</b>			
Reports		Lawyers Co-op. Pub. Co. ....	327
*Advance Parts		Lawyers Co-op. Pub. Co. ....	
Session laws	Odd years	Secretary of State .....	1949
Code, Compilation or Revision		Secretary of State .....	1948 Comp. L.
Mich. Statutes Annot.		Callaghan & Co. ....	27 v. 1949 P. P.
<b>MINNESOTA</b>			
Reports		Johnson Pub. Co., St. Paul .....	230
Session laws	Odd years	Secretary of State .....	1949
Code, Compilation or Revision		Comr. of Administration, St. Paul ..	1949 2v.
Minnesota Statutes Annotated		West Pub. Co. ....	1950 P. P.
<b>MISSISSIPPI</b>			
Reports		Stephens Pub. Co., Columbia, Mo.	208
Session laws	Even years	Secretary of State .....	1948 Reg.
Code, Compilation or Revision		Harrison Company-L. Co-op. ....	1942 Code A. 8v., with 1950 P. P.
<b>MISSOURI</b>			
Reports		Stephens Pub. Co., Columbia....	359
App. Reports		Stephens Pub. Co., Columbia....	240
Session laws	Odd years	Secretary of State .....	1947 2v.
Code, Compilation or Revision		Secretary of State .....	1949 Rev. Stat. 2v.
Missouri Revised Statutes Annotated		Thomas Law Book Co., St. Louis..	
		West Pub. Co. ....	1950 P. P.
<b>MONTANA</b>			
Reports		State Publishing Co., Helena ....	121
Session laws	Odd years	State Publishing Co., Helena ....	1949
Code, Compilation or Revision		The Allen Smith Co., Indianapolis ..	1947 Rev. Code A. 1950 P. P.
<b>NEBRASKA</b>			
Reports		State Librarian .....	152
Session laws	Odd years	State Librarian .....	1949
Code, Compilation or Revision		State Librarian .....	1943 Rev. Stat. 4v., v. 2, 5, 5A recomp. 1949 Supp. 1v. Index reissued 1948

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Publication	Dates of Regular Sessions	Source	Latest Vol. to Appear
NEVADA			
Reports		Secretary of State	65
Session laws	Odd years	Secretary of State	1949
Code, Compilation or Revision		Bender-Moss Co., San Francisco	1929 Com. L. A. 6v. with 1931-41 Cum. Supp., 2v., 1943-49 Supp., 1v.
NEW HAMPSHIRE			
Reports		Geo. Shovan, Concord, N. H.	95
*Advance Parts		Geo. Shovan, Concord, N. H.	
Session laws	Odd years	Secretary of State	1949
Code, Compilation or Revision		Secretary of State	1942 Rev. L. 3v.
NEW JERSEY			
Reports		Soney & Sage Co.	4
Superior Ct. Reports		Soney & Sage Co.	8
Advance parts covering above		Soney & Sage Co.	
Session laws	Annual	Secretary of State	1950
Code, Compilation or Revision		Gann Pub. Co.	1937 Rev. Stat. 5v.
		Gann Pub. Co.	1938-47 Supps., 3v.
		West Pub. Co.	
New Jersey Statutes Annotated		Soney & Sage Co.	1950 P. P.
NEW MEXICO			
Reports		Clerk of Supreme Court, Santa Fe	53
Session laws	Odd years	Secretary of State	1949
Code, Compilation or Revision		Bobbs-Merrill	1941 Stat. A. 6v. 1949 P. P.
NEW YORK			
Reports		Williams Press, Inc., Albany	300
App. Div. Reports		Williams Press, Inc., Albany	275
N. Y. Miscellaneous		Williams Press, Inc., Albany	196
*Advance parts covering all the above		Williams Press, Inc., Albany	
State Dept. Reports		Publishers Ptg. Co., 207 W. 25th St., N. Y. City†	65
N. Y. State Labor Relations Board decisions		N. Y. Industrial Commissioner, 80 Centre St., N. Y. C.	7
N. Y. Supplement		West Pub. Co.	99 (2d)
*Advance Parts		West Pub. Co.	
Session laws	Annual	Williams Press, Inc., Albany	1949
Code, Compilation or Revision		Edward Thompson Co.	1939 Laws 4v. 1942-50 Supp., 6v. 1950 P. P.
McKinney's Consol. Laws Consolidated Laws		Edward Thompson Co.	
Service		Lawyers Co-op Pub. Co.	v. 5, 1950 P. P.
Banks-Baldwin Consol. Laws		Banks-Baldwin Co.	8v. 1938-48 Supp. 2v.
NORTH CAROLINA			
Reports		Secretary of State	231
*Advance Parts		Supreme Court Reporter, Raleigh	
Session laws	Odd years	Secretary of State	1949
Code, Compilation or Revision		The Michie Co.	1943 Code A., 4v., with 1949 P. P.

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Publication	Dates of Regular Sessions	Source	Latest Vol. to Appear
<b>NORTH DAKOTA</b>			
Reports		Secretary of State	75
Session laws	Odd years	Secretary of State	1949
Code, Compilation or Revision		Secretary of State	1943 Rev. Code 7v. 1949 Supp. 1v.
<b>OHIO</b>			
Reports		F. J. Herr Co., Columbus	153
App. Reports		F. J. Herr Co., Columbus	86
*Advance Reports		Ohio State Bar Ass'n, Columbus	
Ohio Opinions		W. H. Anderson Co., Cincinnati	42
*Advance Reports		Ohio Law Rep. Co., Cincinnati	
Session laws	Odd years	Secretary of State	1949-50
Code, Compilation or Revision		Banks-Baldwin Law Pub. Co.	1940 Throckmorton's Code A. 1v. 1945 Supp. 12v. & 1950 pocket parts
Code, Page's Lifetime ed.		W. H. Anderson Co.	
<b>OKLAHOMA</b>			
Reports		Mid-West Ptg. Co., Tulsa, Okla.	201
Criminal Reports		Cooperative Pub. Co., Guthrie, Okla.	87
Session laws	Odd years	Cooperative Pub. Co., Guthrie, Okla.	1949
Code, Compilation or Revision		West Pub. Co.	1941 Official Stat. 1v. 1949 Supp. 1v. 1950 P. P.
Oklahoma Statutes Annotated		West Pub. Co.	
<b>OREGON</b>			
Reports		Bancroft, Whitney & Co.	188
Session laws	Odd years	Secretary of State	1949
Code, Compilation or Revision		Bancroft, Whitney & Co.	1940 Com. L. A. 10v. with 1943-47 P. P.
<b>PENNSYLVANIA</b>			
State Reports		Geo. T. Bisel & Co., Philadelphia	364
Superior Ct. Reports		Geo. T. Bisel & Co., Philadelphia	166
District and County Reports		Dist. & County Reports, Philadelphia	71
Advance parts of all the above		Murrelle Ptg. Co. Sayre, Pa.	
Session laws	Odd years	Bureau of Publication	1949 2 vol.
Code, Compilation or Revision		West Pub. Co.	1936 Purdon's Stat. 1v.
Purdon's Pa. Statutes Annotated		Geo. T. Bisel Co. Soney & Sage Co., West Pub. Co.	1950 P. P.
<b>PHILIPPINES</b>			
Reports		Lawyers Co-op Pub. Co.	68
Commonwealth Statutes		Dept. of Interior	1935-37 Vol. 1
Code, Compilation or Revision		Lawyers Co-op Pub. Co.	1930 Penal Code 2v. 1932 Supp. 1v.
		Lawyers Co-op Pub. Co.	1925 Code of Civil Proc. 1v.
<b>PUERTO RICO</b>			
Reports		Dept. of Interior, Washington	61
Advance Parts		Secretary-Reporter, San Juan	65
Session laws	Annual	Dept. of Interior, Washington	1945
Code, Compilation or Revision		Dept. of Interior, Washington	1941 Compilación

\* Advance parts paged to correspond with permanent edition.



Publication	Dates of Regular Sessions	Source	Latest Vol. to Appear
<b>RHODE ISLAND</b>			
Reports .....		Secy. of State, Providence .....	75
Superior Ct. Decisions .....		Pub. by R. I. Law Record, Providence .....	12
Acts and Resolves ..	Annual	State Librarian .....	1949
Public laws .....	Annual	State Librarian .....	1949
Code, Compilation or Revision		Secretary of State .....	1938 Gen. L. A. 2v.
<b>SOUTH CAROLINA</b>			
Reports .....		R. L. Bryan, Columbus .....	216
*Advance Parts .....		R. L. Bryan, Columbus .....	
Session laws .....	Annual	State Library .....	1950
Code, Comparison or Revision		Code Commissioner .....	1942 Code A. 5v. 1948 Supp. 1v.
<b>SOUTH DAKOTA</b>			
Reports .....		State Pub. Co., Pierre .....	72
Session laws .....	Odd years	Secretary of State .....	1949
Code, Compilation or Revision		Secretary of State .....	1939 Code A. 4v. 1950 P. P.
<b>TENNESSEE</b>			
Reports .....		Stephens Pub. Co., Columbia, Mo. ....	190
Court of Appeals .....		Stephens Pub. Co., Columbia, Mo. ....	31
Session laws .....	Odd years	Tenn. Industrial School, Nashville ..	1949 Pub.
Code, Compilation or Revision		Michie Co. ....	William's Tenn. Code 8v. with 1950 P. P.
<b>TEXAS</b>			
Reports .....		Lone Star Ptg. Co., San Antonio ..	147
Criminal Reports .....		Lone Star Ptg. Co., San Antonio ..	152
Session laws .....	Odd years	Secretary of State .....	1949
Code, Compilation or Revision		Vernon Law Book Co. ....	1948 Stat. 2v. 1950 Supp., 1v.
Vernon's Tex. Statutes Annotated		Vernon Law Book Co. ....	1950 P. P.
<b>UNITED STATES</b>			
Reports, Official .....		Government Printing Office .....	339
*Advance Parts .....		Government Printing Office .....	340
Reports L. Ed. ....		Lawyers Co-op. Pub. Co. ....	93
Advance Parts .....		Lawyers Co-op. Pub. Co. ....	95
Sup. Ct. Rep. ....		West Pub. Co. ....	70
*Advance Parts .....		West Pub. Co. ....	71
Att'y. Gen. Opinions ..		Government Printing Office .....	40
*Advance Parts .....		Government Printing Office .....	41
Aviation Reports .....		U. S. Aviation Reports, Inc., Baltimore .....	1946
Civ. Aeronautics Dec. ....		Government Printing Office .....	5
Court of Claims .....		Government Printing Office .....	116
Compt. Gen. Dec. ....		Government Printing Office .....	27
*Advance Parts .....		Government Printing Office .....	25
Customs Ct. Reports ..		Government Printing Office .....	16
Customs and Patent Appeals: Customs .....		Government Printing Office .....	37
(same): Patents .....		Government Printing Office .....	37
Fed. Anti-Trust Dec. ....		Government Printing Office .....	12
Fed. Com. Com. Rep. ....		Government Printing Office .....	9
Fed. Pwr. Com. Rep. ....		Government Printing Office .....	6

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Publication	Dates of Regular Sessions	Source	Latest Vol. to Appear
<b>UNITED STATES—Continued</b>			
Federal Reporter . . . . .		West Pub. Co. . . . .	183 (2d)
*Advance Parts . . . . .		West Pub. Co. . . . .	185 (2d)
Federal Supp. . . . .		West Pub. Co. . . . .	92
*Advance Parts . . . . .		West Pub. Co. . . . .	94
Federal Rules Dec. . . . .		West Pub. Co. . . . .	9
*Advance Parts . . . . .		West Pub. Co. . . . .	10
Federal Trade Com. Dec. . . . .		Government Printing Office . . . . .	43
I. C. C. Rep. . . . .		Government Printing Office . . . . .	272
I. C. C. Motor Carrier Dec. . . . .		Government Printing Office . . . . .	39, 41-44
I. C. C. Valuation Rep. . . . .		Government Printing Office . . . . .	49
Interior Dept., Decisions . . . . .		Government Printing Office . . . . .	57
Maritime Com. Rep. . . . .		Government Printing Office . . . . .	1
Natl. Labor Rel. Bd. Decision & Orders . . . . .		Government Printing Office . . . . .	81
Ct. Dec. on N.L.R.B. Patents, Dec. of Com. of . . . . .		Government Printing Office . . . . .	5
Puerto Rico Federal Sec. & Ex. Com. Dec. . . . .		Lawyers Co-op. Pub. Co. . . . .	1943
Sec. and Ex. Com. Judicial Dec. . . . .		Government Printing Office . . . . .	13
Statutes at Large . . . . .		Government Printing Office . . . . .	11
Tax Court . . . . .		Government Printing Office . . . . .	1
Advance Parts . . . . .		Government Printing Office . . . . .	62 Part 1
Treasury Decisions . . . . .		Government Printing Office . . . . .	13
*Advance Parts . . . . .		Government Printing Office . . . . .	14
Treasury Dec. (Int.) Rev.) . . . . .		Government Printing Office . . . . .	84
Code, Compilation or Revision		Government Printing Office . . . . .	85
United States Code Annotated		Government Printing Office . . . . .	36
		West Pub. Co. . . . .	1946 Code 5v. and Supp. III, 2v.
		Edward Thompson Co. . . . .	1950 P. P.
<b>UTAH</b>			
Reports . . . . .		Arrow Press . . . . .	112
Session laws . . . . . Odd years		Inland Ptg. Co., Kaysville . . . . .	1949
Code, Compilation or Revision		Callaghan & Co. . . . .	1943 A. 6v. with 1949 P. P.
<b>VERMONT</b>			
Reports . . . . .		State Librarian . . . . .	115
Advance Parts . . . . .		State Librarian . . . . .	
Session laws . . . . . Odd years		State Librarian . . . . .	1949
Code, Compilation or Revision		Vermont State Library . . . . .	Stat. Rev. 1947
<b>VIRGINIA</b>			
Reports . . . . .		Div. of Purchases & Ptg., Richmond . . . . .	190
Session laws . . . . . Even years		Div. of Purchases & Ptg., Richmond . . . . .	1950
Code, Compilation or Revision		Michie Co. . . . .	1950 VA. Code Anno. 10 vols. 1950 P. P.

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# CURRENT AMERICAN STATE REPORTS

69

Publication	Dates of Regular Sessions	Source	Latest Vol. to Appear
<b>WASHINGTON</b>			
Reports		Bancroft, Whitney & Co.	34 & 34A
Advance Parts		Bancroft, Whitney & Co.	
Session laws	Odd years	State Law Librarian	1949
Code, Compilation or Revision		Bancroft, Whitney & Co.	Pierce's Perpetual Code (P.P.C.) 1943 2v. Remington's Rev. Stat. Supp., 1947, 1949
<b>WEST VIRGINIA</b>			
Reports		Secretary of State	131
Session laws	Odd years	Secretary of State	1949
Code, Compilation or Revision		Michie Company	1949 Code A. 1v
<b>WISCONSIN</b>			
Reports		Callaghan & Co.	256
Advance Parts		Callaghan & Co.	
Session laws	Odd years	Bureau of Purchases, Madison	1949 Reg. & 1949 Spec.
Code, Compilation or Revision		Bureau of Purchases, Madison	1949 1v.
<b>WYOMING</b>			
Reports		Prairie Pub. C., Caspar	66
Session laws	Odd years	Secretary of State	1949
Code, Compilation or Revision		Bobbs-Merrill	Comp. Stat. Anno. 1945 5v. with 1949 P. P.

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